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Chairman Phil Mendelson

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To enact and amend, on an emergency basis, provisions of law necessary to support the Fiscal Year 2021 budget.

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130 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
131 act may be cited as the “Fiscal Year 2021 Budget Support Emergency Act of 2020”.

132 **TITLE I. GOVERNMENT DIRECTION AND SUPPORT**

133 **SUBTITLE A. ARCHIVES ADVISORY GROUP**

134 Sec. 1001. Short title.

135 This subtitle may be cited as the “Archives Advisory Emergency Act of 2020”.

136 Sec. 1002. Archives Advisory Group.

137 (a) There is established an Archives Advisory Group to advise the Council of the District
138 of Columbia about Project AB102C in the District’s Capital Improvement Plan to construct a
139 new archives facility for the District of Columbia.

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140 (b) The Archives Advisory Group shall consist of no fewer than 5 members and no more
141 than 11 members, all appointed by the Chairman of the Council.

142 (c) The Archives Advisory Group shall consider such matters as schedule, cost, and
143 building attributes regarding a new archives facility. The group shall make recommendations to
144 the Council whenever useful to the Council’s deliberative process.

145 (d) The Archives Advisory Group shall have access to all draft and final documents
146 relevant to planning and costing a new archives facility, including any feasibility study;
147 provided, that requests for documents shall be made through the Chairman of the Council.

148 (e) The Archives Advisory Group shall not be subject to the Open Meetings Act,
149 effective March 31, 2011 (D.C. Law 18-350; D.C. Official Code § 2-571 *et seq.*); provided, that
150 all meetings shall be open to the public.

151 (f) Members of the Archives Advisory Group shall not be reimbursed for expenses, nor
152 compensated. Any other necessary resources shall be coordinated by the Secretary to the
153 Council.

154 **SUBTITLE B. AUDIT ENGAGEMENT FUND**

155 Sec. 1011. Short title.

156 This subtitle may be cited as the “Audit Engagement Fund Emergency Act of 2019”.

157 Sec. 1012. Audit Engagement Fund.

158 (a) There is established as a special fund the Audit Engagement Fund (“Fund”), which
159 shall be administered by the Office of the District of Columbia Auditor in accordance with
160 subsection (c) of this section.

161 (b) The following shall be deposited into the Fund:

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162 (1) All unspent local fund monies remaining in the operating budget for the Office
163 of the District of Columbia Auditor at the end of each fiscal year; and

164 (2) Any other funds received on behalf of the Fund or the Office of the District of
165 Columbia Auditor for the purpose of performing audits.

166 (c) Money in the Fund shall be used for operating expenses related to performing audits.

167 (d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
168 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
169 of a fiscal year or at any other time.

170 (2) Subject to authorization in an approved budget and financial plan, any funds
171 appropriated in the Fund shall be continually available without regard to fiscal year limitation.

172 **SUBTITLE C. FREEZE ON PAY INCREASES AND BENEFITS**

173 Sec. 1031. Short title.

174 This subtitle may be cited as the “Balanced Budget and Financial Plan Freeze on Salary
175 Schedules, Benefits, and Cost-of-Living Adjustments Emergency Act of 2020”.

176 Sec. 1032. Definitions.

177 For the purposes of this subtitle, the term:

178 (1) “CMPA” means the District of Columbia Government Comprehensive Merit
179 Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01
180 *et seq.*).

181 (2) “Covered agency” means an agency, office, or instrumentality of the District
182 government and independent agencies, as defined in section 301(13) of the CMPA, effective
183 March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-603.01(13)), except that the term

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184 “covered agency” does not include the District of Columbia Housing Authority, District of
185 Columbia Housing Finance Agency, District of Columbia Water and Sewer Authority, Not-for-
186 Profit Hospital Corporation, the Board of Trustees of the University of the District of Columbia,
187 or the Washington Convention and Sports Authority.

188 (3) “Negotiated salary schedule” means a salary schedule specified in a collective
189 bargaining agreement.

190 (4) “Negotiated salary, wage, and benefits provision” means the salary and
191 benefits provided in a collective bargaining agreement.

192 (5) “Personnel authority” shall have the same meaning as set forth in section
193 301(14) of the CMPA.

194 Sec. 1033. Freeze on cost-of-living adjustments.

195 Notwithstanding any other provision of law, rule, or collective bargaining agreement, an
196 employee of a covered agency shall not receive a cost-of-living adjustment during the period
197 from October 1, 2020, through September 30, 2024.

198 Sec. 1034. Maintenance of Fiscal Year 2020 salary schedules and benefits.

199 Notwithstanding any other provision of law, collective bargaining agreement,
200 memorandum of understanding, side letter, or settlement, whether specifically outlined or
201 incorporated by reference, all Fiscal Year 2020 salary schedules of covered agencies shall be
202 maintained during Fiscal Years 2021, 2022, 2023, and 2024 and no increase in salary or benefits,
203 including increases in negotiated salary, wage, and benefits provisions and negotiated salary
204 schedules, shall be provided in Fiscal Years 2021, 2022, 2023, or 2024 from the Fiscal Year
205 2020 salary and benefits levels of covered agencies.

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206 Sec. 1035. Rules.

207 To the extent authorized by the CMPA or other applicable law to issue rules to administer
208 the salary or benefits program of a covered agency, the personnel authority for a covered agency
209 may, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved
210 October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), issue rules to implement
211 this subtitle.

212 Sec. 1036. Revised revenue contingency.

213 Notwithstanding any other provision of law, the amount of local recurring revenues
214 included in the Chief Financial Officer's revenue estimates for Fiscal Year 2021 issued prior to
215 January 1, 2021 that exceeds the April 24, 2020 revenue estimate incorporated in the approved
216 budget and financial plan for Fiscal Year 2021 shall be deposited in the Workforce Investment
217 Account to be available to satisfy the Fiscal Year 2021 negotiated salary adjustments set aside by
218 section 1033 for employees in the bargaining units covered by the collective bargaining
219 agreements approved pursuant to the Interest Arbitration Award and Collective Bargaining
220 Agreement between the District of Columbia Public Schools and the Office of the State
221 Superintendent of Education and the American Federation of State, County and Municipal
222 Employees, District Council 20, Local 2921, AFL-CIO Emergency Approval Resolution of
223 2020, effective March 3, 2020 (Res. 23-374; 67 DCR 2735), and the Compensation Collective
224 Bargaining Agreement between the District of Columbia Government and Compensation Units 1
225 and 2, FY 2018-FY2021, Approval Resolution of 2018, deemed approved February 23, 2018
226 (P.R. 22-738; 65 DCR 872).

227 Sec. 1037. Applicability.

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228 This subtitle shall apply as of July 31, 2020.

229 **SUBTITLE D. ADVISORY NEIGHBORHOOD COMMISSIONS TECHNICAL**
230 **SUPPORT AND ASSISTANCE**

231 Sec. 1041. Short title.

232 This subtitle may be cited as the “Advisory Neighborhood Commissions Technical
233 Support and Assistance Emergency Amendment Act of 2020”.

234 Sec. 1042. The Advisory Neighborhood Commissions Act of 1975, effective March 26,
235 1976 (D.C. Law 1-58; D.C. Official Code § 1-309.01 *et seq.*) is amended as follows:

236 (a) Section 16(j)(3)(A)(iii) (D.C. Code § 1-309.13(j)(3)(A)(iii)) is amended by striking
237 the phrase “shall return to the District’s General Fund” and inserting the phrase “shall be
238 deposited in the Advisory Neighborhood Commissions Technical Support and Assistance Fund
239 established in Section 16a” in its place.

240 (b) A new section 16a is added to read as follows:

241 “Sec. 16a. Advisory Neighborhood Commissions Technical Support and Assistance
242 Fund.

243 “(a) There is established as a special fund the Advisory Neighborhood Commissions
244 Technical Support and Assistance Fund (“Fund”), which shall be administered by the Office of
245 Advisory Neighborhood Commissions in accordance with subsection (c) of this section.

246 “(b) Money from the following sources shall be deposited in the Fund:

247 “(1) Such amounts as may be appropriated to the Fund; and

248 “(2) Any amounts allocated to Advisory Neighborhood Commissions pursuant to
249 Section 738(e) of the District of Columbia Self-Government and Governmental Reorganization

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250 Act, approved December 24, 1973 (87 Stat. 824; D.C. Code § 1-251(e)), that are forfeited or
251 unclaimed by the last day of the fiscal year pursuant to section 16(d)(3) or section 16(j)(3) of the
252 Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976 (D.C. Law 1-58;
253 D.C. Official Code § 1309.13).

254 “(c) Money in the Fund shall be used to provide the following services and supports at
255 the request of Advisory Neighborhood Commissions and subject to such limitations or
256 prioritization as the Office may establish due to limitation of funding:

257 “(1) Planning, development, or procurement of a mobile or computer application
258 to assist Advisory Neighborhood Commissioners with outreach and engagement with their
259 constituents;

260 “(2) Supplementing any funding allocated for communications access services,
261 including sign language interpretation, computer-aided real-time transcription, and other services
262 and supports, for Advisory Neighborhood Commissions; provided, that the funding allocated for
263 this purpose prove insufficient;

264 “(3) Ensuring that Advisory Neighborhood Commissions have access to remote
265 meeting technologies necessary for their operations;

266 “(4) Providing or procuring audio-visual technology and services to support
267 Advisory Neighborhood Commissions;

268 “(5) Providing or procuring printing services for Advisory Neighborhood
269 Commissions; and

270 “(6) Providing or procuring website assistance for Advisory Neighborhood
271 Commissions.

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272 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
273 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
274 of a fiscal year or at any other time.

275 “(2) Subject to authorization in an approved budget and financial plan, any funds
276 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

277 Sec. 1043. Applicability.

278 This subtitle shall apply as of September 30, 2020.

279 **SUBTITLE E. RENEWABLE ENERGY FUTURE**

280 Sec. 1051. Short title.

281 This subtitle may be cited as the “Renewable Energy Future Emergency Amendment Act
282 of 2020”.

283 Sec. 1052. The Department of General Services Establishment Act of 2011 (D.C. Law
284 19-21; D.C. Official Code § 10-551.01, *et seq.*), is amended as follows:

285 (a) Section 1026 (D.C. Code § 10-551.05) is amended as follows:

286 (1) Subsection (a) is amended as follows:

287 (A) Paragraph (8) is amended by striking the phrase “; and” and inserting
288 a semicolon in its place.

289 (B) Paragraph (9) is amended by striking the period and inserting a
290 semicolon in its place.

291 (C) A new paragraph (10) is added to read as follows:

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292 “(10) Any study of the feasibility of initiating or expanding renewable energy
293 generation, which shall include an analysis of the potential for capturing solar or other forms of
294 renewable energy that is conducted pursuant to subsection (c-1) of this section.”.

295 (2) A new subsection (c-1) is added to read as follows:

296 “(c-1) The Department shall produce and publish on its website an analysis of the
297 feasibility of initiating or expanding renewable energy generation, including an analysis of the
298 potential for capturing solar or other forms of renewable energy at each District-owned property
299 under the control of the Mayor on a rolling basis, with each property re-analyzed no less than
300 once every 10 years.”.

301 (b) A new section 1028d (D.C. Code §1-551.07d) is added to read as follows:

302 “Section 1028d. Renewable energy generation at District-owned properties.

303 “(a) Subject to the availability of funding, the Department shall initiate or expand
304 renewable energy generation at every District-owned property under the control of the Mayor
305 where doing so is found feasible by the analysis required by subsection (c-1) of section 1026 of
306 this act.

307 “(b) Notwithstanding the Small and Certified Business Enterprise Development and
308 Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-
309 218.01 *et seq.*) (“CBE Act”), or any other provision of District law or regulation, any contract
310 entered into to implement this section, absent a waiver pursuant to section 2351 of the CBE Act,
311 shall:

312 “(1) Be awarded to a qualified small business enterprise; provided, that if the
313 Department determines that there are not at least 2 qualified small business enterprises that can

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314 provide the services or goods that are the subject of the contract, the Department may use any
315 qualified certified business enterprise; or

316 “(2) Require that at least 50% of the dollar volume of the contract shall be
317 subcontracted to qualified small business enterprise; provided, that if there are insufficient
318 qualified small business enterprises to meet the requirement and best efforts are made to ensure
319 that qualified small business enterprises are significant participants in the overall subcontracting
320 work, then the subcontracting requirement may be satisfied by subcontracting 50% of the dollar
321 volume to any qualified certified business enterprise.”.

322 **SUBTITLE F. DC CENTER FOR THE LGBT COMMUNITY GRANT**

323 Sec. 1061. Short title.

324 This subtitle may be cited as the “The DC Center for the LGBT Community Support
325 Emergency Amendment Act of 2020”.

326 Sec. 1062. For Fiscal Year 2021, the Department of General Services shall award the DC
327 Center for the LGBT Community a grant in the amount of \$70,000 to sustain its operations while
328 the organization anticipates an upcoming move.

329 **SUBTITLE G. ACCESS TO JOBS**

330 Sec. 1071. Short title.

331 This subtitle may be cited as the “Access to Jobs Emergency Amendment Act of 2020”.

332 Sec. 1072. Section 3(b)(2) of The Office on Ex-Offender Affairs and the Commission on
333 Re-Entry and Ex-Offender Affairs Establishment Act of 2006, effective March 8, 2007 (D.C.
334 Law 16-243; D.C. Official Code § 24-1302(b)(2)) is amended by adding new subparagraph (L)
335 to read as follows:

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336 “(L) Establish and implement a pilot program to support the employment
337 of 10 returning citizens through grants to employers for two years beginning in Fiscal Year 2021;
338 provided, that:

339 “(i) To qualify for the program, an eligible employer shall:

340 “(I) Register with the Office on Returning Citizen Affairs to
341 accept applications for employment from eligible individuals;

342 “(II) Demonstrate that potential employees in the program
343 have opportunities for advancement within the eligible employer’s organization or industry;

344 “(III) Hire one or more eligible individuals who meet the
345 requirements of sub-subparagraph (ii) of this subparagraph;

346 “(IV) Be located within the District;

347 “(V) Pay the eligible individual at least the minimum wage
348 required pursuant to the Minimum Wage Act Revision Act of 1992, effective March 25, 1993
349 (D.C. Law 9-248; D.C. Official Code § 32-1001 *et seq.*);

350 “(VI) Pay the eligible individual for a minimum of 20
351 hours per week for a minimum of 8 weeks; and

352 “(VII) Complete an application and provide documentation
353 as required by the Office on Returning Citizen Affairs to substantiate each requirement of the
354 program for the participating eligible employer and for each eligible individual employed.

355 “(ii) For an eligible employer to receive a grant for the
356 employment of an eligible individual, the eligible individual must:

357 “(I) Have been previously incarcerated;

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358 “(II) Be a resident of the District;

359 “(III) Have completed a workforce development and life
360 skills program within the District; and

361 “(IV) Have been unemployed for a period of at least 1
362 month prior to being hired by the participating eligible employer.

363 “(iii) Grants offered through the pilot program shall be disbursed:

364 “(I) Initially after an eligible employer has provided
365 documentation substantiating that the eligible employer employed an eligible individual for a
366 minimum of 20 hours per week for a minimum of 8 weeks;

367 “(II) Subsequent to the initial disbursement, at the end of
368 each month that the eligible individual is employed pursuant to the requirements of the program;

369 “(iv) The maximum amount of the grant disbursements offered
370 through the pilot program to each participating eligible employer shall be:

371 “(I) For the first year that an eligible individual is employed
372 by a participating eligible employer, 40% of the minimum wage not to exceed 40 hours per week
373 and 2,080 hours per year for each eligible individual hired under the pilot program; and

374 “(II) For the second year that an eligible individual is
375 employed by the same participating eligible employer, 80% of the minimum wage not to exceed
376 40 hours per week and 2,080 hours per year for each eligible individual hired under the pilot
377 program.

378 “(v) The total amount of funding expended through the pilot
379 program shall not exceed the amount budgeted for the program; except that:

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380 “(I) Eligible employers shall receive funding in the order
381 that they successfully complete the application required pursuant to subparagraph (L)(i)(VII) of
382 this paragraph for the employment of an eligible individual; and

383 “(II) For each application successfully completed, an
384 amount of funds shall be set aside such that the eligible employer may be reimbursed for the
385 employment of an eligible individual for no less than the remainder of the fiscal year during
386 which the application was completed, while the remainder of the assistance shall be subject to
387 the availability of funding.”.

388 **SUBTITLE H. PARALEGAL PROGRAM ESTABLISHMENT**

389 Sec. 1081. Short title.

390 This subtitle may be cited as the “Returning Citizen Paralegal Fellowship Initiative Pilot
391 Program Emergency Amendment Act of 2020”.

392 Sec. 1082. Section 3(b)(2) of The Office on Ex-Offender Affairs and the Commission on
393 Re-Entry and Ex-Offender Affairs Establishment Act of 2006, effective March 8, 2007 (D.C.
394 Law 16-243; D.C. Official Code § 24-1302(b)(2)) is amended by adding a new subparagraph
395 (M) to read as follows:

396 “(M) Continue the Paralegal Fellowship Initiative pilot program in Fiscal
397 Year 2021 by placing a cohort of returning citizen students in an accredited, university-based
398 paralegal certification program located in the District of Columbia, while providing the students
399 with support services necessary for their success.”.

400 **SUBTITLE I. NON-PROFIT FAIRNESS ANALYSIS**

401 Sec. 1091. Short title.

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402 This subtitle may be cited as the “Non-Profit Reimbursement Fairness Analysis Emergency
403 Amendment Act of 2020”.

404 Sec. 1092. Section 204(b) of the Procurement Practices Reform Act of 2010, effective
405 April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.04(b)) is amended as follows:

406 (a) Paragraph (15) is amended by striking the phrase “; and” and inserting a semicolon in
407 its place.

408 (b) Paragraph (16) is amended by striking the period and inserting the phrase “; and” in
409 its place.

410 (c) A new paragraph (17) is added to read as follows:

411 “(17) To issue a report to the Mayor and the Council by April 1, 2021 that
412 includes:

413 “(A) A review and analysis of the funding of indirect costs in the terms of
414 grant agreements or contracts entered into between non-profit organizations by the District
415 government;

416 “(B) A table listing the federal funding associated with contracts or grants
417 passed through to nonprofit organizations by the District government in Fiscal Year 2020,
418 including any funding passed through to non-profit organizations to meet their indirect costs and
419 any funding retained by the District rather than being passed through for this purpose; and

420 “(C) Any recommended amendments to law, regulations, policy, or
421 training in order to ensure the legal, fair, and consistent funding of indirect costs to non-profit
422 organizations by the District.”.

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423 **SUBTITLE J. INDIGENOUS PEOPLES’ DAY**

424 Sec. 1101. Short title.

425 This subtitle may be cited as the “Indigenous Peoples’ Day Emergency
426 Amendment Act of 2020”.

427 Sec. 1102. Section 1202(a)(7) of the District of Columbia Government
428 Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-319;
429 D.C. Official Code § 1 612.02(a)(7)), is amended by striking the phrase “Columbus Day”
430 and inserting the phrase “Indigenous Peoples’ Day” in its place.

431 Sec. 1103. Section 25-723(c)(1)(B) of the District of Columbia Official Code is
432 amended by striking the phrase “Columbus Day” and inserting the phrase “Indigenous
433 Peoples’ Day” in its place.

434 Sec. 1104. Section 28-2701 of the District of Columbia Official Code is amended
435 by striking the phrase “Columbus Day” and inserting the phrase “Indigenous Peoples’
436 Day” in its place.

437 **TITLE II. ECONOMIC DEVELOPMENT AND REGULATION**

438 **SUBTITLE A. BUSINESS RECOVERY TASK FORCE ESTABLISHMENT**

439 Sec. 2001. Short title.

440 This subtitle may be cited as the “Business Recovery Task Force Emergency Act of 2020”.

441 Sec. 2002. There is established the Business Recovery Task Force (“Task Force”) to
442 provide recommendations to the Mayor and Council regarding the recovery of the District’s
443 businesses following the end of the COVID-19 emergency.

444 Sec. 2003. Membership; appointment; staff; meetings.

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445 (a) The Task Force shall be composed of:

446 (1) The following government members, or their designees:

447 (A) The Deputy Mayor for Planning and Economic Development;

448 (B) The Director of the Department of Small and Local Business

449 Development and

450 (C) The Chairperson of the Council’s Committee on Business and

451 Economic Development; and

452 (2) Eight representatives of business enterprises, one from each Ward, all

453 of whom shall be District residents, who collectively represent industries and geographical areas

454 hardest hit by the COVID-19 emergency, with at least one representative being an owner of an

455 equity impact enterprise as defined by section 2302(8A) of the Small and Certified Business

456 Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-

457 33; D.C. Official Code § 2-218.02(8A)) (“CBE Act”).

458 (b) The business representatives shall be appointed by the Chairman of the Council from

459 recommendations made by the Chairperson of the Council Committee on Business and

460 Economic Development and shall serve without compensation.

461 (c) The Chairperson of the Task Force shall be designated by the Chairperson of the

462 Council’s Committee on Business and Economic Development from among the business

463 representatives.

464 (d) The Department of Small and Local Business Development (“Department”) shall

465 provide administrative support for the Task Force.

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466 (e) If, when all the members have been appointed and the Task Force is functioning, the
467 COVID-19 emergency is still in effect, the Task Force shall convene monthly. After the COVID-
468 19 emergency has been lifted, the Task Force shall meet not less frequently than quarterly until
469 dissolved.

470 Sec. 2004. Reporting requirement.

471 Within 180 days after the appointment of the appointed members, the Task Force shall
472 submit a report to the Mayor and the Council that addresses the following:

473 (1) Recommendations to identify and access available technical and financial
474 assistance opportunities, including the Small Business Administration Disaster Relief funds and
475 other federal funds as they become available;

476 (2) Support for outreach and educational efforts to small businesses; and

477 (3) Long-term policy recommendations for economic recovery of small
478 businesses following the COVID-19 emergency.

479 Sec. 2005. Definitions.

480 For the purposes of this subtitle, term:

481 (1) “COVID-19 emergency” means the public health emergencies declared in the
482 Declaration of Public Emergency (Mayor’s Order 2020-045) together with the Declaration of
483 Public Health Emergency (Mayor’s Order 2020-046), declared on March 11, 2020, including any
484 extension of those declared emergencies.

485 (2) “Small business enterprise” shall have the same meaning as provided in
486 2302(16) of the CBE Act.

487 Sec. 2006. Sunset.

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488 The Task Force shall dissolve, and this subtitle shall expire as of the date the Task Force
489 submits the report required by section 2003.

490 **SUBTITLE B. NEW YORK AVENUE N.E. RETAIL PRIORITY AREA**
491 **EXPANSION**

492 Sec. 2011. Short title.

493 This subtitle may be cited as the “New York Avenue N.E. Retail Priority Area Expansion
494 Emergency Amendment Act of 2020”.

495 Sec. 2012. Section 4(k) of the Retail Incentive Act of 2004, effective September 8, 2004
496 (D.C. Law 15-185; D.C. Official Code § 2-1217.73(k)), is amended by adding a new paragraph
497 (3) to read as follows:

498 “(3) In addition to the areas described in paragraphs (1) and (2) of this subsection,
499 the New York Avenue, N.E., Retail Priority Area shall consist of the area beginning at the
500 intersection of Montello Avenue, N.E., and Florida Avenue, N.E., continuing northeast along
501 Montello Avenue, N.E., until Mt. Olivet Road, N.E.”.

502 **SUBTITLE C. OPPORTUNITY ZONE TAX BENEFITS**

503 Sec. 2021. Short title.

504 This subtitle may be cited as the “Aligning Opportunity Zone Tax Benefits with DC
505 Community Priorities Emergency Act of 2020”.

506 Sec. 2022. Title 47 of the District of Columbia Official Code is amended as follows:

507 (a) Chapter 18 is amended as follows:

508 (1) Section 47-1801.04 is amended by adding new paragraphs (39A), (39(B),
509 (39C), and (39D) to read as follows:

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510 “(39A) “Qualified Opportunity Fund” shall have the same meaning as the term is
511 defined in section 13823 of the Internal Revenue Code of 1986, approved December 22, 2017
512 (131 Stat. 2184; 26 U.S.C. § 1400Z-2) (“section 13823”).

513 “(39B) “Qualified Opportunity Zone” shall have the same meaning as the term is
514 defined in section 13823 of the Internal Revenue Code of 1986.

515 “(39C) “Qualified Opportunity Zone Business” shall have the same meaning as
516 the term is defined in section 13823 of the Internal Revenue Code of 1986.

517 “(39D) “Qualified Opportunity Zone Business property” shall have the same
518 meaning as the term is defined in section 13823 of the Internal Revenue Code of 1986.”.

519 (2) Section 47-1803.03(a) is amended by adding a new paragraph (20) to read as
520 follows:

521 “(20) Capital Gains. --

522 “(A) Deferral of a capital gains tax payment for investing in a Qualified
523 Opportunity Fund (“QOF”) shall be realized only if the taxpayer invests in a QOF that meets the
524 criteria set forth in subparagraph (D) of this paragraph;

525 “(B) Reduction of capital gains tax liability through a 10% step-up in
526 basis, if invested in a QOF for 5 years prior to December 31, 2026, and an additional 5% step-up
527 in basis, if invested in a QOF for 7 years prior to December 31, 2026, shall be realized only if the
528 taxpayer invests in a QOF that meets the criteria set forth in subparagraph (D) of this paragraph;

529 “(C) Abatement of capital gains tax on an investment of capital gains in a
530 QOF for at least 10 years before December 31, 2047, shall be realized only if the taxpayer
531 invests in a QOF that meets the criteria set forth in subparagraph (D) of this paragraph;

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532 “(D) To receive the benefits described in subparagraphs (A), (B), and (C)
533 of this paragraph, the taxpayer shall:

534 “(i) Invest in a QOF that:

535 “(I) Is certified by the Mayor as an eligible QOF pursuant
536 to subparagraph (E) of this paragraph;

537 “(II) Has invested at least the value of the taxpayer’s
538 investment in the QOF in a Qualified Opportunity Zone in the District; and

539 “(III) Has submitted its IRS Form 8996 to the Office of Tax
540 Revenue for the tax year in which the taxpayer is seeking the benefits described in subparagraphs
541 (A), (B), and (C) of this paragraph; and

542 “(ii) Submit an IRS Form 8997 to the Office of Tax Revenue for
543 the tax year in which the taxpayer is seeking the benefits described in subparagraphs (A), (B),
544 and (C) of this paragraph.

545 “(E) To be certified by the Mayor as an eligible QOF, a QOF shall submit
546 to the Mayor documentation showing:

547 “(i) That some or all of its investments in Qualified Opportunity
548 Zone Businesses and Qualified Opportunity Zone Business property are in businesses or property
549 that:

550 “(I) Have been selected by the District government for a
551 grant, loan, tax incentive, tax abatement, or other benefit or incentive intended to promote
552 economic or community development in the District;

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553 “(II) Have been selected by the Office of the Deputy Mayor
554 for Planning and Economic Development to manage the redevelopment of a property, with
555 respect to a business, or that are owned or disposed of by the District government, with respect to
556 a property;

557 “(III) Have an unconditioned resolution of support from the
558 Advisory Neighborhood Commission in which the business or property is located or a
559 conditional resolution of support from the Advisory Neighborhood Commission in which the
560 business or property is located and the Mayor determines that each of the conditions of the
561 resolution have been met;

562 “(IV) Are located in the District and have been scored by
563 the QOF using the Urban Institute’s Opportunity Zone Community Impact Assessment Tool, or
564 other assessment tool approved by the Mayor, and received a score of 75 (or its equivalent) or
565 greater; or

566 “(V) Have been scored by the District’s racial equity tool
567 and received a positive assessment authorized in Racial Equity Achieves Results Act, as
568 introduced on May 18, 2020 (Bill 23-760); and

569 “(ii) That the dollar amount of the investments that the QOF has
570 made in Qualified Opportunity Zone Businesses and Qualified Opportunity Zone Business
571 property meet the standards set forth in sub-subparagraph (i) of this subparagraph.”.

572 **SUBTITLE D. STREETSCAPE BUSINESS DEVELOPMENT RELIEF**

573 Sec. 2031. Short title.

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574 This subtitle may be cited as the “Streetscape Business Development Relief Fund
575 Expansion Emergency Amendment Act of 2020”.

576 Sec. 2032. Section 603 of the Streetscape Fund Amendment Act of 2010, effective April
577 8, 2011 (D.C. Law 18-370; D.C. Official Code § 1-325.191), is amended as follows:

578 (a) Subsection (c) is amended as follows:

579 (1) Strike the phrase “to any individual” and insert the phrase “to a District Main
580 Streets Program organization or individual” in its place.

581 (2) Strike the phrase “business inside or adjoining” and insert the phrase “business
582 within the project boundaries of or adjoining” in its place.

583 (3) Strike the phrase “grant, a retail business” and insert the phrase “grant, a
584 District Main Streets Program organization or individual or entity operating a retail business” in
585 its place.

586 (4) Strike the phrase “submitted by the retail” and insert the phrase “submitted by
587 the District Main Street Program organization or individual or entity operating a retail” in its
588 place.

589 (b) A new subsection (e) is added to read as follows:

590 “(e) Within 180 days of the end of the Fiscal Year 2020, and every year thereafter, the
591 Department shall submit a report to detailing all loans, grants, and sub-grants issued pursuant to
592 this section, including information on the dollar amount disbursed, recipients of financial
593 assistance, and whether the recipient is a certified business enterprise.”.

594 **SUBTITLE E. EQUITY IMPACT ENTERPRISE ESTABLISHMENT**

595 Sec. 2041. Short title.

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596 This subtitle may be cited as the “Equity Impact Enterprise Establishment Emergency
597 Amendment Act of 2020”.

598 Sec. 2042. The Small and Certified Business Enterprise Development and Assistance Act
599 of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.01 *et seq.*), is
600 amended as follows:

601 (a) The table of contents is amended by adding a new part D-i to read as follows:

602 “Part D-i. Programs for equity impact enterprises.”.

603 (b) Section 2302 (D.C. Official Code § 2-218.02) is amended by adding a new paragraph
604 (8A) to read as follows:

605 “(8A) “Equity impact enterprise” means a business enterprise that is both a
606 resident-owned business and a small business enterprise that can demonstrate that it is:

607 “(A) At least 51% owned by an individual who is, or a majority number of
608 individuals who are, economically disadvantaged individuals;

609 “(B) At least 51% owned by a woman or a majority of women; or

610 “(C) A disadvantaged business enterprise.”.

611 (c) Section 2343(a) (D.C. Official Code § 2-218.43(a)) is amended as follows:

612 (1) Paragraph (1) is amended as follows:

613 (A) Subparagraph (G) is amended by striking the phrase “; and” and
614 inserting a semicolon in its place.

615 (B) Subparagraph (H) is amended by striking the period and inserting the
616 phase “; and” in its place.

617 (C) A new subparagraph (I) is added to read as follows:

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618 “(I) Five points for an equity impact enterprise.”

619 (2) Paragraph (2) is amended as follows:

620 (A) Subparagraph (G) is amended by striking the phrase “; and” and
621 inserting a semicolon in its place.

622 (B) Subparagraph (H) is amended by striking the period and inserting the
623 phrase “; and” in its place.

624 (C) A new subparagraph (I) is added to read as follows:

625 “(I) Ten percent for an equity impact enterprise.”

626 (d) Section 2347 (D.C. Official Code § 2-218.47) is amended to read as follows:

627 “Sec. 2347. Unbundling requirement; rulemaking requirement.

628 “(a)(1) No later than January 1, 2021, the Mayor, pursuant to Title I of the District of
629 Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C.
630 Official Code § 2-501 *et seq.*), shall issue rules on unbundling that include procedures to ensure
631 that solicitations are subdivided and unbundled and that smaller contracts are created to the
632 extent feasible and fiscally prudent.

633 “(2) The proposed rules required by paragraph (1) of this subsection shall be
634 submitted to the Council for a 30-day period of review, excluding days of Council recess. If the
635 Council does not approve or disapprove the proposed rules by resolution within the 30-day
636 review period, the proposed rules shall be deemed approved.

637 “(b) Beginning on January 1, 2021, and quarterly thereafter, the Department shall
638 publicly make available on its website solicitations that have been subdivided and unbundled.

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639 “(c) Five years from the effective date of the Equity Impact Enterprise Establishment
640 Amendment Act of 2020, as introduced on May 18, 2020 (Bill 23-760), the Mayor shall evaluate
641 the effectiveness of the equity impact enterprise program and whether or not it has resulted in
642 creating more contracting opportunities for equity impact enterprises and submit the evaluation
643 to the Council.

644 “(d) The Department shall provide targeted technical assistance, networking
645 opportunities, and vendor workshops to prepare equity impact enterprises to compete for
646 contracting and procurement opportunities.”.

647 (e) Section 2349(b) (D.C. Official Code § 2-218.49(b)) is amended to read as follows:

648 “(b) No later than October 1, 2020, the Mayor shall implement a pilot program for equity
649 impact enterprises.”.

650 (f) Section 2375(d)(1) (D.C. Official Code § 2-218.75(d)(1)) is amended by striking the
651 phrase “or a resident-owned business enterprises pursuant to section 2235” and inserting the
652 phrase “a resident-owned business enterprise pursuant to section 2235, or an equity impact
653 enterprise as defined in section 2302(8A)” in its place.

654 (g)(1) A new Part D-i is added to read as follows:

655 “Part D-i. Programs for Equity impact enterprises.

656 “Sec. 2377. Equity impact enterprise.

657 “An equity impact enterprise, as defined in section 2302(8A), shall be eligible for
658 certification as an impact enterprise.”.

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659 Section 2043. Section 2 of the Minority and Women-Owned Business Assessment Act of
660 2008, effective March 26, 2008 (D.C. Law 17-136; D.C. Official Code § 2-214.01), is amended
661 as follows:

662 (a) Subsection (a) is amended as follows:

663 (1) Paragraph (2) is amended by striking the phrase “; and” and inserting a
664 semicolon in its place.

665 (2) Paragraph (3) is amended by striking the period and inserting the phrase “;
666 and” in its place.

667 (3) A new paragraph (4) is added to read as follows:

668 “(4) Ensure all District agencies with procurement authority, including
669 independent agencies, are trained to evaluate, collect, and accurately track spend data as well as
670 demographic data such as race and gender, upon request of District contract and procurement
671 awardees to better assess the District utilization of equity impact enterprises, minority-owned
672 prime contractors and subcontractors, and women-owned prime contractors and subcontractors.”.

673 (b) Subsection (b-1) is amended as follows:

674 (1) The lead in text of paragraph (1) is amended to read as follows:

675 “In Fiscal Year 2021, The Mayor shall award a grant, on a competitive basis, in
676 an amount not to exceed \$ 1 million to a person or entity to conduct a District-based study
677 (“disparity study”) to.”.

678 (2) A new paragraph (1A) is added to read as follows:

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679 “(1A) All agencies with procurement authority, including independent agencies,
680 shall coordinate with the Executive Office of the Mayor to provide timely and accurate
681 information to assist with the completion of the disparity study.”.

682 (3) Paragraph (2) is amended by striking the phrase “270 days after October 30,
683 2018” and inserting the phrase “360 days after October 30, 2020 in its place.

684 **SUBTITLE F. DMPED LIMITED GRANT-MAKING AUTHORITY**

685 Sec. 2051. Short title.

686 This subtitle may be cited as the “Deputy Mayor for Planning and Economic
687 Development Limited Grant Making Authority Emergency Amendment Act of 2020”.

688 Sec. 2052. Section 2032 of the Deputy Mayor for Planning and Economic Development
689 Limited Grant-Making Authority Act of 2012, effective September 12, 2012 (D.C. Law 19-168;
690 D.C. Official Code § 1-328.04), is amended as follows:

691 (a) Subsection (d) is amended as follows:

692 (1) Paragraph (2) is amended by striking the phrase “; and” and inserting a
693 semicolon in its place.

694 (2) Paragraph (3) is amended by striking the period and inserting a semicolon in
695 its place.

696 (3) New paragraph (4) and (5) are added to read as follows:

697 “(4)(A) Funds to Equity Impact Enterprises operating in Wards 5, 7, or 8 to
698 increase economic or community development in an underserved area of the District;

699 “(B) For the purposes of this paragraph, the term “Equity Impact
700 Enterprise” shall have the same meaning as set forth pursuant to the Small and Certified

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701 Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C.

702 Law 16-33; D.C. Official Code § 2-218.02 (8A); and

703 “(5) Funds to provide real property tax rebates pursuant to D.C. Official Code

704 § 47-4665, in amount not to exceed \$3 million in a fiscal year; provided, that in Fiscal Year

705 2021, the amount shall not exceed \$580,366.”.

706 (b) A new subsection (i) is added to read as follows:

707 “(i)(1) Notwithstanding section 1094 of the Grant Administration Act of 2013, effective

708 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.13), in Fiscal Year 2021, the

709 Deputy Mayor shall award a grant to a bank chartered under the laws of the District on or before

710 March 11, 2020, in an amount of at least \$1 million for purposes that:

711 “(A) Support an equitable economic recovery for the District of Columbia;

712 and

713 “(B) Increase access to loans, grants, financial services, and banking

714 products to District residents, businesses, nonprofits, and community-based organizations.

715 “(2) A grantee who receives a grant pursuant to paragraph (1) of this subsection

716 shall provide a report to the Deputy Mayor by September 30, 2021, on the use of the grant funds,

717 including:

718 “(A) An itemized description of services provided through the grant funds;

719 “(B) The aggregate number of individuals, businesses, nonprofits, and

720 community-based organization, by recipient type, receiving support from the grantee and the

721 aggregate amount received, by recipient type;

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722 “(C) Except as may be prohibited by federal law, the business name and
723 address for each business receiving support from the grantee and the amount received by each
724 business; and

725 “(D) The number of homeowners receiving support from the grantee and
726 the total amount spent to assist District homeowners.

727 “(3) The Deputy Mayor shall provide the report required by paragraph (2) of this
728 subsection to the Council, along with a summary analysis of the efficacy and benefits of the
729 grants issued by the grantee by November 1, 2021.”.

730 Sec. 2053. Section § 47–4665 of the District of Columbia Official Code is amended as
731 follows:

732 (a) Subsection (b) is amended by striking the phrase “shall receive,” and inserting the
733 phrase “may receive” in its place.

734 (b) Subsection (c)(1) is amended by striking the phrase “shall be equal” and inserting the
735 phrase “shall be equal, subject to the availability of funds,” in its place.

736 (c) Subsection (f) is amended as follows:

737 (1) The existing language designated as paragraph (1).

738 (2) A new paragraph (2) is added to read as follows:

739 “(2) Notwithstanding paragraph (1) of this subsection, the total combined rebate
740 payments for Fiscal Year 2021 for all occupants under this section shall not exceed \$580,366.”.

741 **SUBTITLE G. TAX ABATEMENTS FOR AFFORDABLE HOUSING**

742 Sec. 2061. Short title.

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743 This subtitle may be cited as the “Tax Abatements for Affordable Housing in High-need
744 Affordable Housing Emergency Amendment Act of 2020”.

745 Sec. 2062. Chapter 8 of Title 47 of the District of Columbia Official Code is amended as
746 follows:

747 (a) The table of contents is amended by adding a new section designation to read as
748 follows:

749 “47-860. Tax abatement for affordable housing.”.

750 (b) A new section 47-860 is added to read as follows:

751 “§ 47-860. Tax abatement for affordable housing.

752 “(a) Real property tax imposed by § 47-811 on real property certified as provided in
753 subsection (d) of this section shall be abated for the period set forth in subsection (c) of this
754 section; provided, that:

755 “(1) The real property is located in a high-need affordable housing area;

756 “(2) The real property is designated by the Mayor pursuant to subsection (b) of
757 this section;

758 “(3) At least one third of the housing units developed or redeveloped on the real
759 property are affordable to households:

760 (A) To and rented by households earning 80% or less of the area median
761 income; and

762 (B) For a period of up to 30 years, with an option to continue the
763 abatement for up to an additional 10 years;

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764 “(4) The developer files a covenant in the land records of the District, binding on
765 the developer and all of its successors, covenanting to comply with the requirements of
766 paragraph (4) of this subsection;

767 “(5) The developer enters into an agreement with the District that requires the
768 developer to, at a minimum, contract with certified business enterprises for at least 35% of the
769 contract dollar volume of the construction and operations of the project, in accordance with
770 section 2349 of the CBE Act;

771 “(6) The developer enters into a First Source Agreement for the operations of the
772 project; and

773 “(7) The developer enters into an agreement with the Mayor setting forth the
774 requirements of this subsection and such other terms and conditions as the Mayor considers
775 appropriate.

776 “(b) The Mayor may, through a competitive process, designate real property to be eligible
777 to receive a tax abatement under this section; provided, that the total amount of the tax
778 abatements associated with real property designated by the Mayor pursuant to this subsection
779 shall not exceed \$200,000 in Fiscal Year 2024 and shall not exceed \$4 million annually
780 thereafter.

781 “(c) The tax abatement provided by this section shall begin in the tax year immediately
782 following the tax year during which a final certificate of occupancy for the affordable housing
783 developed as part of a project meeting the requirements of subsection (a) of this section is issued
784 and shall continue until the end of the 30th tax year after the tax year during which such final

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785 certificate of occupancy is issued; provided, that the tax abatement provided by this section shall
786 not begin before October 1, 2023.

787 “(d)(1) The Mayor shall certify to the Office of Tax and Revenue a real property’s
788 eligibility for the abatement provided by this section. The Mayor’s certification shall include:

789 “(A) A description of the real property by street address, square, suffix,
790 and lot;

791 “(B) The date the final certificate of occupancy for the affordable housing
792 developed on the real property was issued;

793 “(C) The date the tax abatement begins and ends under subsection (c) of
794 this section;

795 “(D) A statement that the conditions specified in subsection (a) of this
796 section have been satisfied; and

797 “(E) The amount of abatement allocated to the property pursuant to
798 subsection (b) of this section; and

799 “(F) Any other information that the Mayor considers necessary or
800 appropriate.

801 “(2) If at any time the Mayor determines that the real property has become
802 ineligible for the abatement provided by this section, the Mayor shall notify the Office of Tax
803 and Revenue and shall specify the date that the property became ineligible. The entire property
804 shall be ineligible for the abatement on the first day of the tax year following the date when the
805 ineligibility occurred.

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806 “(e) The tax abatement provided by this section shall be in addition to, not in lieu of, any
807 other tax relief or assistance from any other source.

808 “(f) The requirements of the First Source Act shall not apply to the construction or
809 development of a project developed on real property designated by the Mayor pursuant to
810 subsection (b) of this section.

811 “(g) For the purposes of this section, the term:

812 “(1) “Area median income” has the meaning set forth in section 2(1) of the
813 Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C.
814 Official Code § 42-2801(1)).

815 “(2) “CBE Act” means the Small and Certified Business Enterprise Development
816 and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code §
817 2-218.01 *et seq.*).

818 “(3) “Certified business enterprise” means a business enterprise or joint venture
819 certified pursuant to the CBE Act.

820 “(4) “Developer” means the developer of housing units on real property eligible
821 for a tax abatement under this section.

822 “(5) “First Source Act” means the First Source Employment Agreement Act of
823 1984, effective June 29, 1984 (D.C. Law 5-93; D.C. Official Code § 2- 219.03).

824 “(6) “First Source Agreement” means an agreement with the District governing
825 certain obligations of the Developer pursuant to section 4 of the First Source Act, and Mayor’s
826 Order 83-265, dated November 9, 1983, regarding job creation and employment.

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827 “(7) “High-need affordable housing area” means the 4 planning areas identified in
828 the District’s Housing Equity Report, published in October 2019, with the highest dedicated
829 affordable housing production goals (Rock Creek West, Rock Creek East, Capitol Hill, and
830 Upper Northeast).”.

831 **SUBTITLE H. HEALTHCARE WORKFORCE PARTNERSHIP**

832 Sec. 2071. Short title.

833 This subtitle may be cited as the “Healthcare Workforce Partnership Establishment
834 Emergency Act of 2020”.

835 Sec. 2072. Definitions

836 (1) “HWI grant” means the grant awarded to the Intermediary pursuant to section
837 3.

838 (2) “Intermediary” means the entity selected to be the Healthcare Workforce
839 Intermediary pursuant to section 3.

840 (3) “Partnership” means the Healthcare Workforce Partnership established
841 pursuant to section 5.

842 (4) “Training” means occupational skills training for occupations in the healthcare
843 sector.

844 (5) “WIOA” means the Workforce Innovation Opportunity Act, approved July 22,
845 2014 (128 Stat. 1425; 29 U.S.C. 3101 *et seq.*).

846 (6) “WIC” means the Workforce Investment Council.

847 Sec. 2073. Establishment of a Healthcare Workforce Intermediary.

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848 (a)(1) By December 1, 2020 the WIC shall select, through award of a grant, the
849 Healthcare Workforce Intermediary to establish, convene, and assist the Healthcare Workforce
850 Partnership.

851 (2) Consistent with Grant Administration Act of 2013, effective December 24,
852 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), the WIC shall issue multi-year
853 grants for a period of 4 years, subject to the availability of funds.

854 (b) The entity selected to be the Intermediary shall:

855 (1) Be a non-profit organization, industry association, or community-based
856 organization; and

857 (2) Have a proven track record of success convening healthcare sector employers
858 or have a significant role in the healthcare sector;

859 (3) Have existing relationships with training providers; and

860 (4) Have a proven track record of successful fundraising.

861 (c) Over the course of the HWI grant, the WIC shall:

862 (1) Provide technical assistance to the Partnership through the Intermediary,
863 which may include:

864 (A) Assisting the Partnership in obtaining data and information from
865 District agencies;

866 (B) Providing the Partnership with customized labor market and economic
867 analysis;

868 (C) Providing the Partnership with education and guidance on WIOA; and

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869 (D) Providing the Partnership with information on the number of District
870 residents that training providers have the capacity to train in healthcare occupations;

871 (2) Submit, to the Partnership for feedback, the proposed statement of work for
872 any grant solicitation for the provision of training at least 30 days before issuing the request for
873 proposals; and

874 (3) Use the Partnership's Healthcare Occupations Reports to align District
875 government funded workforce development training with current and future healthcare sector
876 hiring needs in the District.

877 Sec. 2074. Intermediary duties.

878 The Intermediary shall:

879 (1) By July 1, 2021:

880 (A) Appoint members to the Partnership consistent with the criteria
881 specified in section 2075(b)(3);

882 (B) Convene at least 4 Partnership meetings;

883 (C) Compose and transmit to the WIC the Partnership's first Healthcare
884 Occupations Report, described in section 2075(e);

885 (2) For the duration of the grant:

886 (A) Provide administrative support to the Partnership;

887 (B) Convene Partnership meetings at least quarterly;

888 (C) Compile and transmit to the WIC feedback from the Partnership on
889 any statement of work for a proposed grant solicitation for the provision of training no more than
890 15 days after receiving the statement of work pursuant to section 2073(d)(2);

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891 (D) Work with the Partnership to coordinate and ensure provision of
892 career coaching, screening and referral services, practice interviews, and job fairs for healthcare
893 sector employment for qualified District training graduates;

894 (E) Facilitate requests for professional development and learning
895 opportunities for training providers and training participants at healthcare facilities;

896 (F) Annually, compose and transmit the Partnership's Healthcare
897 Occupations Report, described in section 2075(e); and

898 (G) Perform additional duties on behalf of the Partnership consistent with
899 the purposes of this subtitle and as funds permit; and

900 (3) During the fourth year of the HWI grant, raise private funds equal to the value
901 of the HWI grant for that year, which the Intermediary shall reserve for use until after the
902 expiration of the HWI grant in order to sustain the Partnership without dedicated District
903 government funding.

904 Sec. 2075. Healthcare Workforce Partnership.

905 (a) The Intermediary shall establish the Healthcare Workforce Partnership, which shall
906 work to increase the number of District residents employed in the healthcare sector and to meet
907 the staffing needs of District healthcare employers, particularly of hospitals that receive District
908 government funds.

909 (b)(1) The Director of the WIC, or his or her designee, shall serve as a member of the
910 Partnership.

911 (2) The Intermediary shall serve as a member of the Partnership and shall appoint
912 community members in consultation with the WIC.

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913 (3) Community members, the majority of which shall be healthcare sector

914 employers, shall consist of the following:

915 (A) At least 5 employer representatives of the District's healthcare sector,

916 which shall represent a variety of healthcare disciplines;

917 (B) At least one representative of a healthcare industry trade association;

918 (C) At least one representative from a labor organization that represents

919 healthcare workers;

920 (D) At least one representative from a non-profit organization that offers

921 training programs; and

922 (E) At least one representative from an adult education integrated

923 education and training program, as defined in 34 C.F.R. § 463.35, in the healthcare sector.

924 (c) Community members shall serve for the duration of the HWI grant and may be

925 reappointed.

926 (d) The Partnership shall meet at least each quarter for the duration of the HWI grant;

927 (e) No later than July 1, 2021, and annually thereafter in advance of the start of a new

928 fiscal year, the Partnership shall submit to the WIC, through the Intermediary, its Healthcare

929 Occupations Report, which shall contain the following:

930 (1) Recommendations of 3 to 5 healthcare occupations requiring less than a

931 bachelor's degree, which may include occupations for which incumbent workers may be

932 upskilled, in which the District should invest in training;

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933 (2) A summary of the occupational hiring needs of hospitals receiving or
934 committed to receive District government funds, including an estimate of the number of workers
935 needed, disaggregated by healthcare occupation;

936 (3) A recommendation on the number of District residents the WIC should train in
937 the occupations identified pursuant to paragraph (1) of this subsection;

938 (4) A list of occupational skills required to obtain employment in the occupations
939 identified pursuant to paragraph (1) of this subsection;

940 (5) Recommendations of curricula for training in occupations identified pursuant
941 to paragraph (1) of this subsection;

942 (6) An explanation of the feasibility of providing virtual training or distance
943 learning, and recommendations to implement virtual training;

944 (7) Customized healthcare career pathway maps for the occupations identified
945 pursuant to paragraph (1) of this subsection;

946 (8) Recommendations of strategies and tactics to increase the capacity of training
947 providers to train District residents; and

948 (9) Recommendations to attract District resident to, and retain District residents
949 in, occupations identified pursuant to paragraph (1) of this subsection, including necessary tactics
950 to increase candidates' hard and soft skills and to reduce barriers to employment.

951 Sec. 2076. Establishment of a healthcare training program.

952 (a) By September 1, 2021, the WIC shall establish a healthcare training program
953 (“program”) to fund or arrange for training of District residents in a minimum of 2 healthcare
954 occupations identified in the Partnership’s first Healthcare Occupations Report (“report”), issued

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955 pursuant to section 2075(e)(1), which may include one occupation for upskilling of incumbent
956 workers.

957 (b) To provide training, the WIC may:

958 (1) Issue healthcare training grants (“grants”) to train providers, pursuant to
959 section 4(c) of the Workforce Investment Implementation Act of 2000, effective July 18, 2000
960 (D.C. Law 13-150; D.C. Official Code § 32-1603(c)); or

961 (2) Partner with the University of the District of Columbia Community College or
962 Office of the State Superintendent of Education.

963 (c)(1) If the program includes a grant, subject to availability of funds, each grant shall be
964 for not less than \$100,000 per year for 3 years to provide training for District residents.

965 (2) To be eligible for a grant, a grantee shall:

966 (A) Be licensed by the Higher Education Licensure Commission as a
967 post-secondary institution, degree or non-degree seeking;

968 (B) Agree to utilize the training curricula recommended by the Partnership
969 pursuant to section 1XX5(e)(5); and

970 (C) Demonstrate consistent successful attainment of the following
971 benchmarks for its training participants:

972 (i) Completion of training;

973 (ii) Credential attainment;

974 (iii) Unsubsidized employment in the occupation of training; and

975 (iv) Retention of employment for 6 months or longer in the
976 occupation of training.

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977 (3) Preference shall be given to grant applicants utilizing an integrated education
978 and training model, as defined 34 C.F.R. § 463.35.

979 (d)(1) The WIC shall utilize WIOA common performance measures to track program
980 performance.

981 (2) The WIC shall report on the performance of the program as required by
982 section 102 of the Workforce Development System Transparency Amendment Act of 2018,
983 effective May 5, 2018 (D.C. Law 22-95; D.C. Official Code § 32-1622).

984 (e) The WIC shall make its best effort to use WIOA Title I funds to issue any grants
985 authorized in this section.

986 Sec. 2077. Monitoring and evaluation.

987 By August 1, 2021, and annually thereafter, the WIC shall transmit to the Mayor and the
988 Council the Healthcare Occupation Report developed by the Partnership pursuant to section
989 2075(e).

990 **SUBTITLE I. DC INFRASTRUCTURE ACADEMY EMPLOYER**

991 **ENGAGEMENT**

992 Sec. 2081. Short title.

993 This subtitle may be cited as the “DC Infrastructure Academy Employer Engagement
994 Emergency Amendment Act of 2020”.

995 Sec. 2082. The Youth Employment Act of 1979, effective January 5, 1980 (D.C. Law 3-
996 46; D.C. Official Code § 32-241 *et seq.*), is amended as follows:

997 (a) Section 2 (D.C. Official Code § 32-241) is amended as follows:

998 (1) A new subsection (1A) is added to read as follows:

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999 “(1A) “Committees” means the Industry Advisory Committees established
1000 pursuant to section 2f.”.

1001 (2) A new subsection (2A) is added to read as follows:

1002 “(2A) “DCIA” means the DC Infrastructure Academy established by the Mayor.”.

1003 (b) Section 2a(a-2) (D.C. Official Code § 32-242(a-2)) is repealed.

1004 (c) New sections 2e and 2f are added to read as follows:

1005 “Sec. 2e. DC Infrastructure Academy.

1006 “(a) In addition to duties the Mayor prescribes, the DCIA shall:

1007 “(1)(A) Provide occupational skills training (“skills training”) annually in the
1008 construction, infrastructure, and information technology industries.

1009 “(B) DCIA may provide skills training in additional industries for which
1010 there is significant demand regionally or by a major employer.

1011 “(2) Provide occupational skills training designed to meet the needs of employers
1012 by:

1013 “(A) Aligning skills training with the annual recommendations the
1014 Committees submit to DCIA pursuant to section 2f(c);

1015 “(B)(i) Submitting a proposed curriculum, at least 30 calendar days prior
1016 to the start of any skills training taught by DCIA staff, to the relevant Committee for its
1017 feedback; and

1018 “(ii) Implementing any skills trainings taught by DCIA staff
1019 consistent with any feedback received from a Committee;

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1020 (C)(i) Submitting to the relevant Committee, at least 30 calendar days
1021 before soliciting applications or bids on a grant or contract to provide skills training, a request
1022 that the Committee review a grant or contract solicitation’s proposed scope of work;

1023 “(ii) Preparing statements of work for grants and contracts to
1024 provide skills training that are consistent with any feedback received from a Committee;

1025 (D) For any customized skills training provided specifically for a
1026 particular employer, seeking input from the employer consistent with the requirements outlined
1027 in subparagraphs (B) and (C) of this paragraph.

1028 “(3) Provide test preparation sessions and practice exams to ready participants to
1029 obtain the occupational credentials the Committees identify in their annual reports pursuant to
1030 section 2f(c)(4); and

1031 “(4) Provide job referrals, as defined in 20 C.F.R. § 651.10, to employers in the
1032 industry sectors identified in paragraph (1) of this subsection for all qualified graduates of DCIA
1033 training programs.

1034 “(b) DCIA skills training may include:

1035 “(1) Training services enumerated in section 134(c)(3)(D) of the Workforce
1036 Innovation and Opportunity Act of, approved July 22, 2014 (128 Stat. 1529; 29 U.S.C. §
1037 3174(c)(3)(D));

1038 “(2) Supportive services, as defined in 20 C.F.R. § 651.10;

1039 “(3) Integrated education and training, as defined in 34 C.F.R. § 463.35;

1040 “(4) Workforce preparation activities, as defined in 34 C.F.R. 463.34; and

1041 “(5) Job development, as defined in 20 C.F.R. § 651.10.

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1042 “(c)(1) At least 66% of the participants receiving skills training through the DCIA each
1043 fiscal year shall be trained in occupations that pay an average wage that is at least 150% of the
1044 minimum wage specified in section 4 of the Minimum Wage Act Revision Act of 1992, effective
1045 March 25, 1993 (D.C. Law 9-248; D.C. Official Code § 32-1003).

1046 “(2) At least 25% of the value of each grant or contract with a skills training
1047 provider shall be contingent on the provider achieving at least one of the following results:

1048 “(A) At least 75% of the provider’s participants receive an industry-
1049 recognized credential; and

1050 “(B) At least 80% of the provider's participants enter permanent,
1051 unsubsidized employment in the occupation of training.

1052 “Sec. 2f. Industry Advisory Committees.

1053 “(a)(1) The Director shall establish Industry Advisory Committees (“Committees”) to
1054 advise DCIA on occupational skills training offerings with the goal of aligning DCIA’s trainings
1055 with industry hiring needs.

1056 “(2) There shall be one committee per industry sector in which DCIA offers
1057 occupational skills training pursuant to section 2e(a)(1).

1058 “(3) Each Committee shall consist of representatives of at least 2 employers from
1059 the relevant industry sector, whom the Director shall appoint.

1060 “(4)(A) The Director shall make initial appointments to the Committees within 30
1061 days of the effective date of this subtitle.

1062 “(B) Committee members shall disclose all existing and potential conflicts
1063 of interest to the Director. No committee member may, in any manner, directly or indirectly,

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1064 participate in a deliberation upon, or the determination of, any question affecting the financial
1065 interest of any corporation, partnership, or association in which the member or a member of the
1066 member’s family is directly or indirectly interested. Committee members shall disclose the
1067 nature of any financial or personal relationships with any training providers by completing a
1068 conflict of interest form.

1069 “(b) No later than December 15, 2020, and annually thereafter in advance of the start of a
1070 new fiscal year, each Committee shall submit written recommendations to DCIA, which shall
1071 contain the following:

1072 “(1) Recommendations of 2 to 4 specific occupational skills trainings DCIA
1073 should offer;

1074 “(2) Number of District residents DCIA should train in the occupations identified
1075 pursuant to paragraph (1) of this subsection;

1076 “(3) Occupational skills required to obtain employment in the occupations
1077 identified pursuant to paragraph (1) of this subsection;

1078 “(4) A description of tools, equipment, and services necessary to conduct
1079 trainings to acquire the skills identified in paragraph (3) of this subsection;

1080 “(5) Industry-recognized credentials required for obtaining employment in the
1081 occupations identified pursuant to paragraph (1) of this subsection, when appropriate; and

1082 “(6) The feasibility of providing virtual training or distance learning and
1083 recommendations to implement virtual training.

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1084 “(c) After receiving a proposed training curriculum from the DCIA pursuant to section
1085 2e(a)(2)(B)(i), a Committee shall provide the DCIA with a written explanation of recommended
1086 modifications, if any.

1087 “(d) Within 30 calendar days after receiving a proposed scope of work for a grant or
1088 contract from DCIA pursuant to section 2e(a)(2)(C)(i), the Committee shall provide DCIA with a
1089 written explanation of recommended modifications, if any.”.

1090 **SUBTITLE J. WORKPLACE LEAVE NAVIGATORS**

1091 Sec. 2091. Short title.

1092 This subtitle may be cited as the “Workplace Leave Navigators Program Establishment
1093 Emergency Amendment Act of 2020”.

1094 Sec. 2092. Definitions.

1095 For the purposes of this subtitle, the term:

1096 (1) “Director” means the director of DOES.

1097 (2) “DOES” means the Department of Employment Services.

1098 (3) “Family and medical leave” means leave available under the District of
1099 Columbia Family and Medical Leave Act of 1990, effective October 3, 1990 (D.C. Law 8-181;
1100 D.C. Official Code § 32-501 *et seq.*).

1101 (4) “Paid sick leave” means leave available under the Accrued Sick and Safe
1102 Leave Act of 2008, effective May 13, 2008 (D.C. Law 17-152; D.C. Official Code § 32-531.01
1103 *et seq.*).

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1104 (5) “Universal paid leave” means leave benefits available under the Universal
1105 Paid Leave Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-264; D.C. Official
1106 Code § 32-541.01 *et seq.*).

1107 (6) “Workplace leave” means universal paid leave, paid sick leave, family and
1108 medical leave, or any other job-protected leave to which an individual may be entitled under
1109 federal or District law.

1110 Sec. 2093. Workplace Leave Navigators Program.

1111 (a) There is established a Workplace Leave Navigators Program (“Program”), which the
1112 Director shall administer.

1113 (b) The Program shall be funded with monies from the Universal Paid Leave
1114 Administration Fund, established pursuant to section 1153 of the Universal Paid Leave
1115 Implementation Fund Act of 2016, passed on 1st reading on July 7, 2020 (Engrossed version of
1116 Bill 23-760).

1117 (c) The Program shall provide funds to:

1118 (1) Organizations with demonstrated experience representing employees in
1119 matters related to workplace leave solely for the purpose of specific assistance to individuals in
1120 obtaining their workplace leave and benefits; and

1121 (2) Nonprofit organizations, businesses, or professional or trade associations with
1122 experience representing or assisting employers with the administration or understanding of
1123 workplace leave laws for the purpose of providing assistance to employers to share best practices
1124 or guidance regarding how to:

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1125 (A) Coordinate and accommodate different types of workplace leave,
1126 along with employer-sponsored disability plans; and

1127 (B) Ensure compliance with workplace leave laws.

1128 (d)(1) Program funds issued to organizations for the purposes described in subsection
1129 (c)(1) of this section:

1130 (A) Shall be used solely to assist individuals with:

1131 (i) Filing an initial claim for universal paid leave;

1132 (ii) Determining the type of workplace leave or employer offered
1133 leave, including an employer-sponsored disability plan, for which an individual may be eligible;

1134 (iii) Filing an administrative complaint related to the provision of
1135 workplace leave, including a complaint of retaliation;

1136 (iv) Responding to or appealing an initial administrative decision
1137 or determination related to workplace leave; or

1138 (v) Providing an employer with appropriate documentation
1139 supporting a request for workplace leave; and

1140 (B) May be used to provide training and guidance to medical providers or
1141 healthcare trade or professional associations on the requirements of workplace leave laws
1142 pertaining to documentation supporting the need for leave.

1143 (2) Program funds issued to non-profits, businesses, or professional or trade
1144 associations assisting employers for the purposes described in subsection (c)(2) of this section:

1145 (A) Shall be used to:

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1146 (i) Assist employers with coordinating the employer's workplace
1147 leave programs, including employer-sponsored disability plans, with workplace leave laws;

1148 (ii) Provide guidance, including best practices, to an employer on
1149 what an employer must do to comply with District and federal workplace leave laws and
1150 regulations;

1151 (iii) Aid employers in responding to DOES's request for
1152 information from the employer, including requests related to claim determinations made by
1153 DOES;

1154 (iv) Responding to an administrative complaint related to the
1155 provision of workplace leave; provided, that Program funds shall not be used to respond to a
1156 complaint of retaliation;

1157 (v) Responding to or appealing an initial administrative decision or
1158 determination related to workplace leave; and

1159 (B) May be used to provide training and guidance to medical providers or
1160 healthcare trade or professional associations on the requirements of workplace leave laws.

1161

1162 (e) Funds for the Program may not be used to prosecute or defend claims in a lawsuit
1163 related to the provision of workplace leave.

1164 (f)(1) The Director shall issue Program funds through competitive grants administered
1165 pursuant to the requirements set forth in the Grant Administration Act of 2013, effective
1166 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*), and section 2(b-1)

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1167 of the Workforce Job Development Grant-Making Authority Act of 2012, effective April 23,
1168 2013 (D.C. Law 19-269; D.C. Official Code § 1-328.05(b-1)).

1169 (2) The Director shall issue an initial Request for Applications no later than
1170 October 31, 2020, and annually thereafter. The Director may issue multi-year grants, subject to
1171 the availability of appropriations.

1172 (3) In a fiscal year, the amount of grants the Director issues for the purposes
1173 described in subsections (c)(1) and (c)(2) of this section shall account for the need of each.

1174 **SUBTITLE K. SCHOOL YEAR INTERNSHIP PILOT PROGRAM**

1175 Section 2101. Short title.

1176 This subtitle may be cited as the “School Year Internship Pilot Program Emergency
1177 Amendment Act of 2020”.

1178 Section 2102. Section 2a(a) of the Youth Employment Act of 1979, effective January 5,
1179 1980 (D.C. Law 3-46; D.C. Official Code § 32-242(a)), is amended by adding a new paragraph
1180 (2A) to read as follows:

1181 “(2A)(A) School year internship pilot. — In Fiscal Year 2021, a pilot program
1182 called the School Year Internship Pilot Program (“Program”) for 250 District high school
1183 students to provide work-based learning opportunities during the school year.

1184 “(B)(i) Students from District high schools, including public schools,
1185 public charter schools, and private schools, who are not otherwise participating in an internship,
1186 in-school youth employment, or a work readiness program may apply to the Department of
1187 Employment Services (“DOES”) to be matched with an internship host through the Program.

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1188 “(ii) DOES shall give the applications of at-risk students priority
1189 over all other applications.

1190 “(iii) For the purposes of this subparagraph the term “at-risk”
1191 means a public school, public charter school, or private school student who is identified as one or
1192 more of the following:

1193 “(I) Homeless;

1194 “(II) In the District’s foster care system;

1195 “(III) Qualifies for the Temporary Assistance for the Needy
1196 Families program or the Supplemental Nutrition Assistance Program; or

1197 “(IV) A high school student that is one year older, or more,
1198 than the expected age for the grade in which the student is enrolled.

1199 “(C) DOES shall notify students of their placement with an internship host
1200 by January 5, 2021.

1201 “(D) Interns shall work for their internship host between January 2021,
1202 and June 2021.

1203 “(E) DOES shall pay interns a training rate of \$10 per hour, which it shall
1204 pay by way of a debit card provided to the intern or direct deposit.

1205 “(F)(i) Internship hosts may be non-profit organizations, public schools or
1206 public charter schools, government agencies, or private businesses.

1207 “(ii) Prospective internship hosts shall submit applications to
1208 participate in the Program no later than December 1, 2020. The application shall include a

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1209 detailed job description that identifies specific tasks, projects, or duties that the intern will
1210 perform and the name and job title of the individual who will directly supervise the intern.

1211 “(iii) DOES shall review internship host applications and shall give
1212 priority to applications that will engage an intern in work experience activities, rather than work
1213 readiness activities, for the majority of an intern’s time.

1214 “(G) DOES shall implement the Program through public-private
1215 partnerships between the District government and an internship host that has the ability to
1216 employ youth under the Program, subject to all federal and District laws, rules, and regulations
1217 relating to the procurement and award of contracts, grants, or other government assistance.

1218 “(H)(i) DOES shall develop benchmarks for interns’ growth and
1219 development in work readiness, which internship hosts shall utilize to assess an intern’s work
1220 readiness.

1221 “(ii) An internship host shall provide its written assessment of an
1222 intern’s work readiness to DOES within 30 days after the end of the internship.”.

1223 Sec. 2103. The Department of Employment Services Local Job Training Quarterly
1224 Outcome Report Act of 2012, effective September 20, 2012 (D.C. Law 19-168; D.C. Official
1225 Code § 32–771) is amended by adding a new section 2083 to read as follows:

1226 “Sec. 2083. Department of Employment Services annual report on year-round youth
1227 programs.

1228 “(a) Starting December 15, 2020, and annually thereafter, the Department of Employment
1229 Services (“Department”) shall publish on its website and submit to the Council a report on the
1230 operations of its year-round youth programs, including:

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- 1231 “(1) The In-School Youth Program;
- 1232 “(2) The Out-of-School Youth Program;
- 1233 “(3) The Marion Barry Youth Leadership Institute;
- 1234 “(4) Pathways for Young Adults Program;
- 1235 “(5) Youth Earn and Learn Program;
- 1236 “(6) The High School Internship Program;
- 1237 “(7) In-school Youth Innovation Grants; and
- 1238 “(8) In-school DCHR internship program.
- 1239 “(b) The report shall include the following information for each program from the
- 1240 previous fiscal year:
- 1241 “(1) The number of participants newly enrolled;
- 1242 “(2) The total number of participants, disaggregated by ward, grade, school, age
- 1243 and, if known, at-risk status;
- 1244 “(3) Each program’s total expenditures, disaggregated by fund type (federal,
- 1245 local, Intra-district, or Special Purpose Revenue funds); and
- 1246 “(4) The names of any vendors, grantees, host employers (including public
- 1247 schools and public charter schools for the High School Internship Program), host sites, or other
- 1248 organizations providing services to youth.
- 1249 “(c) The Department may withhold from the report required pursuant to subsection (b) of
- 1250 this section any information precluded from release by federal law, rule, or policy; provided that,
- 1251 if at a later time, such information may be released, the Department shall supplement the next

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1252 annual report following the date on which the information may be shared with the withheld
1253 information.

1254 “(d) For the purposes of this section, the term “at-risk” means a public school, public
1255 charter school, or private school student who is identified as one or more of the following:

1256 “(1) Homeless;

1257 “(2) In the District’s foster care system;

1258 “(3) Qualifies for the Temporary Assistance for the Needy Families program or
1259 the Supplemental Nutrition Assistance Program; or

1260 “(4) A high school student that is one year older, or more, than the expected age
1261 for the grade in which the student is enrolled.”.

1262 **SUBTITLE L. UNEMPLOYMENT INSURANCE MODERNIZATION**

1263 Sec. 2111. Short title.

1264 This subtitle may be cited as the “Unemployment Insurance Modernization Requirements
1265 Emergency Act of 2020”.

1266 Sec. 2112. Unemployment insurance modernization requirements.

1267 (a) The Department of Employment Services (“DOES”) shall launch an integrated, fully
1268 modernized, and fully functioning unemployment insurance information technology benefits and
1269 tax system (“benefits system”) for public use no later than September 30, 2022.

1270 (b) The benefits system shall include an internet accessible public interface that:

1271 (1) Can be accessed from all major internet browsers and used on mobile devices
1272 and personal computers;

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1273 (2) Is accessible to people with disabilities in compliance with section 504 of the
1274 Rehabilitation Act of 1973, approved September 26, 1973 (87 Stat. 394; 29 U.S.C. 794), and title
1275 II of the Americans with Disabilities Act, approved July 26, 1990 (104 Stat. 337; 42 U.S.C.
1276 12131 *et seq.*); and

1277 (3) Complies with the Language Access Act of 2004, effective March 14, 2007
1278 (D.C. Law 15-167; D.C. Official Code § 2-1931 *et seq.*).

1279 (c)(1) The Office of Contracting and Procurement (“OCP”), in consultation with DOES,
1280 should issue a Request for Proposals for the full modernization of the benefits system, consistent
1281 with the requirements of subsections (a) and (b) of this section, no later than October 30, 2020.

1282 (2) The OCP should award a contract for the full modernization of the benefits
1283 system no later than January 15, 2021.

1284 Sec. 2113. (a) Beginning no later than 15 days after the effective date of this subtitle, on
1285 any day when American Job Centers are closed (excluding weekends, holidays, and staff training
1286 days), the Department of Employment Services (“DOES”) shall provide the following materials
1287 at its headquarters from 8:30 a.m. to 5:00 p.m.:

1288 (1) Hard copies of unemployment insurance benefits applications, with hard
1289 copies of all instructions that are available online for completing the application;

1290 (2) Hard copies of DOES complaint forms for violations of District labor laws,
1291 including wage and hour, accrued paid sick time, and workers’ compensation laws, with hard
1292 copies of all instructions that are available online for completing each form;

1293 (3) Envelopes individuals may use in submitting their applications and complaint
1294 forms, with space on the outside to identify the form being submitted; and

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1295 (4) A locked box with a slot into which individuals may deposit their completed
1296 applications and complaint forms.

1297 (b) The DOES shall make the materials identified in subsection (a) of this section
1298 available in a location at its headquarters that is publicly and handicap accessible.

1299 **SUBTITLE M. TRANSGENDER AND NON-BINARY EMPLOYMENT STUDY**

1300 Sec. 2121. Short title.

1301 This subtitle may be cited as the “District Government Transgender and Non-Binary
1302 Employment Study Emergency Act of 2020”.

1303 Sec. 2122. The District of Columbia Government Comprehensive Merit Personnel Act of
1304 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq*) is
1305 amended by adding a new Title VII-B to read as follows:

1306 “TITLE VII-B GENDER IDENTITY STUDY

1307 “Sec. 760. Definitions.

1308 “For the purposes of this title, the term:

1309 “(1) “Cisgender” means individuals whose sex assigned at birth matches the
1310 individual’s perceived gender.

1311 “(2) “Gender identity” means an individual’s internal sense of the individual’s
1312 gender, which may be the same as or different from sex assigned at birth and can include male,
1313 female, neither, or both.

1314 “(3) “Non-binary” includes individuals whose gender identity is neither entirely
1315 male nor entirely female, or varies between the two.

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1316 “(4) “Transgender” includes individuals whose gender identity or expression is
1317 different from that typically associated with their assigned sex at birth.

1318 “Sec. 761. Study of transgender and non-binary employment.

1319 “(a) The Mayor shall contract with an entity to conduct a study of employment data,
1320 hiring and recruitment practices, and workplace climate in District government agencies in
1321 relation to people who are transgender or non-binary. At a minimum, the study shall include:

1322 “(1) A census of employees who identify as transgender or non-binary, including
1323 information on the employees’ race and ethnicity, gender identity, and age;

1324 “(2) A review of District government agencies’ transgender and non-binary
1325 inclusion policies, including policies developed under the Human Rights Act of 1977, effective
1326 December 13, 1977, (D.C. Law 2-38; D.C. Official Code § 2-1401.01 *et seq.*), (“Human Rights
1327 Act”) and any regulations promulgated pursuant to the Human Rights Act, and an evaluation of
1328 the extent to which District government agencies have implemented such polices and how
1329 transgender and non-binary employees experience such polices;

1330 “(3) An evaluation of District government agencies’ actual recruitment, hiring,
1331 retention, and promotion practices related to prospective and current transgender and non-binary
1332 employees;

1333 “(4) An analysis of any disparities in earnings, title, pay grade, length of time in
1334 position, and educational attainment between employees who identify as transgender or non-
1335 binary and employees who identify as cisgender;

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1336 “(5) An assessment of transgender and non-binary employees’ workplace
1337 experiences as employees of District government agencies, including experiences of
1338 discrimination, harassment, or mistreatment on the job; and

1339 “(6) An evaluation of data, including participant demographics and program
1340 outcomes, for transgender or non-binary participants in the Department of Employment Services’
1341 job training programs; and

1342 “(7) Recommendations for District government agencies on improving
1343 employment and hiring practices as they relate to individuals who are transgender or non-binary.

1344 “(b) The contractor may survey employees to gather data for the purposes of the study.

1345 “(c) The contractor completing the study shall:

1346 “(1) Have, or partner with another entity with, experience studying and
1347 knowledge of sexual orientation and gender identity;

1348 “(2) Include a statement in requests for information and surveys sent to employees
1349 explaining that providing information is voluntary;

1350 “(3) Ensure the privacy, dignity, and confidentiality of employees;

1351 “(4) Not disclose, or retain after the study is complete, personally identifiable
1352 information gathered in the course of the study; and

1353 “(5) Consult with the Office of Human Rights in developing a detailed proposed
1354 plan of the study, surveys to be administered, and any resulting recommendations from the
1355 entity.

1356 “(d) The Mayor may use electronic communication tools, including e-mail, to facilitate
1357 the contractor’s outreach to District government employees.

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1358 “(e) The Mayor shall:

1359 “(1) Review the contractor’s proposals and recommendations to ensure they are
1360 consistent with the Human Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38;
1361 D.C. Official Code § 2–1401.01 *et seq.*);

1362 “(2) Review data, with personally identifiable information removed, on
1363 harassment and discrimination complaints filed by transgender and non-binary employees
1364 against District government agencies since January 1, 2015;

1365 “(3) Provide the contractor with the information necessary to facilitate subsection
1366 (a) of this section; and

1367 “(4) Submit a final report with findings and recommendations to the Council no
1368 later than December 31, 2021. The final report submitted to the Council shall not contain any
1369 personally identifiable information.”.

1370 **SUBTITLE N. TIPPED WAGE WORKERS FAIRNESS CLARIFICATION**

1371 Sec. 2131. This subtitle may be cited as the “Tipped Workers Fairness Clarification
1372 Emergency Amendment Act of 2020”.

1373 Sec. 2132. The Tipped Wage Workers Fairness Amendment Act of 2018, effective
1374 December 13, 2018 (D.C. Law 22-196; D.C. Official Code § 32-161 *et seq.*), is amended as
1375 follows:

1376 (a) Section 3 (D.C. Official Code § 32-161) is amended as follows:

1377 (1) Subsection (a)(1) is amended as follows:

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1378 (A) The lead-in language is amended by striking the phrase “By April 1,
1379 2020” and inserting the phrase “Within 120 days after the date this section becomes applicable”
1380 in its place.

1381 (B) Subparagraph (F) is repealed.

1382 (2) Subsection (b) is amended as follows:

1383 (A) Paragraph (1) is amended as follows:

1384 (i) The lead-in language is amended by striking the phrase “By
1385 April 1, 2020” and inserting the phrase “Within 120 days after the date this section becomes
1386 applicable” in its place.

1387 (ii) Subparagraph (B) is amended to read as follows:

1388 “(B) The following text formatted in a large font and for maximum
1389 readability, including the use of bullet points to call out each specified right on a separate line:

1390 “EMPLOYEE RIGHTS IN THE DISTRICT OF COLUMBIA: Do you know your rights
1391 as an employee working in Washington, D.C.? Employees have the right:

- 1392 • To be paid at least the minimum wage;
- 1393 • To be paid on time;
- 1394 • To receive a detailed pay stub;
- 1395 • To accrue and use paid sick and safe leave;
- 1396 • To request time off to attend a child’s school-related activities;
- 1397 • To qualify for unpaid family and medical leave;
- 1398 • To be compensated for work-related illness or injury;

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- 1399 • To remain free from discrimination;
- 1400 • To be accommodated in the workplace during pregnancy;
- 1401 • To remain free from employer retaliation for discussing or exercising any of these rights;
- 1402 and
- 1403 • To file a complaint for violation of workplace rights with the Department of Employment
- 1404 Services (DOES) or the Office of Human Rights (OHR);

1405 To learn about these and other workplace rights, visit the website below. This notice does not
1406 create, expand, or limit rights under District or federal law.”;”.

1407 (B) Paragraph (2) is amended by striking the phrase “The poster” and
1408 inserting the phrase “Below the text required pursuant to paragraph (1)(B) of this subsection, the
1409 poster” in its place.

1410 (3) Subsection (d)(6) is repealed.

1411 Sec. 2133. The Minimum Wage Act Revision Act of 1992, effective March 11, 2014
1412 (D.C. Official Code § 32-1001 *et seq.*) is amended as follows:

1413 (a) Section 10a (D.C. Official Code § 32-1009.01) is amended as follows:

1414 (1) Subsection (a) is amended to read as follows:

1415 "(a)(1) As of January 1, 2020, the third-party payroll businesses required pursuant
1416 to section 9(a-1) to process payroll for an employer that employs a tipped worker and hotel
1417 employers that employ a tipped worker shall submit a quarterly wage report for the preceding
1418 calendar quarter to the Mayor no later than 30 days after the end of each calendar quarter.

1419 “(2) Each quarterly wage report shall certify that each tipped worker was paid at
1420 least the required minimum wage, including gratuities, and shall include the following:

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1421 “(A) Itemized, for each tipped worker, the worker’s:
1422 “(i) Name;
1423 “(ii) Average hourly wage received per week during the quarter;
1424 “(iii) Total hours worked at or above the minimum hourly wage
1425 established under section 4(f) per week;
1426 “(iv) Gross wages received per week; and
1427 “(v) Total gratuities received per week.
1428 “(B) For a hotel employer, a certification that all of the information in the
1429 report is accurate;
1430 “(C) For a third-party payroll business, a certification that the information
1431 in the report was generated using the same payroll data used to generate the information required
1432 to be furnished to employees pursuant to section 9(b); and
1433 “(D) If tips were shared, a copy of the employer’s tip-sharing policy used
1434 during the quarter, unless the third-party payroll business and the employer have agreed that the
1435 employer will submit the tip-sharing policy, in which case, a certification that such an agreement
1436 was in place during the calendar quarter.
1437 “(3)(A) An employer that agrees to submit its tip-sharing policy directly to the
1438 Mayor shall submit the policy to the Mayor no later than 30 days after the end of each calendar
1439 quarter.
1440 “(B) If the Mayor does not receive the tip-sharing policy of an employer
1441 that employs a tipped worker by the submission deadline for quarterly wage reports, the Mayor

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1442 shall presume that the employer did not have a tip-sharing policy in place during the calendar
1443 quarter.”.

1444 (2) Subsection (b)(2) is amended to read as follows:

1445 “(2) A person required to submit documents pursuant to subsection (a) of this
1446 section shall submit the documents online through the Internet-based portal, unless the Mayor
1447 exempts the person from online reporting because it creates a hardship for the person, in which
1448 case, the person shall submit the documents in hard-copy form.”.

1449 (3) A new subsection (d) is added to read as follows:

1450 “(d) For the purposes of this section the term “tipped worker” means an employee
1451 paid in accordance with section 4(f).”.

1452 (b) Section 12(d)(1) (D.C. Official Code § 32-1011(d)(1)) is amended by adding a new
1453 subparagraph (E-i) to read as follows:

1454 “(E-i) \$500 against an employer for each failure to timely submit the
1455 quarterly wage report required pursuant to section 10a, in its entirety, unless the employer proves
1456 that it used a third-party payroll business to process the relevant quarter’s payroll for the
1457 employer.”.

1458 **SUBTITLE O. UNIVERSAL PAID LEAVE FUND**

1459 Sec. 2141. Short title.

1460 This subtitle may be cited as the “Universal Paid Leave Fund Emergency Amendment
1461 Act of 2020.”

1462 Sec. 2142. The Universal Paid Leave Implementation Fund Act of 2016, effective
1463 October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 32-551.01), is amended as follows:

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1464 (a) A new section 1151a is added to read as follows:

1465 “Sec. 1151a. Definitions.

1466 “For the purposes of this subtitle, the term “Act” means the Universal Paid Leave Act of
1467 2016, effective April 7, 2017 (D.C. Law 21-264; D.C. Official Code § 32-541.01 *et seq.*).”.

1468 (b) Section 1152 (D.C. Code 32-551.01) is amended as follows:

1469 (1) The section heading is amended by striking the phrase “Universal Paid Leave
1470 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1471 (2) Subsection (a) is amended by striking the phrase “Universal Paid Leave
1472 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1473 (3) Subsection (b) is amended to read as follows:

1474 “(b)(1) Money in the Fund shall be used to implement the Act, which shall include
1475 paying for:

1476 (A) Benefits provided under the Act;

1477 (B) The cost of administering and enforcing the Act; and

1478 (C) Hearing appeals of claim determinations made pursuant to the Act.

1479 “(2) In a fiscal year:

1480 “(A) No more than 8.75% of the funds deposited into the Fund may be
1481 used to administer the Act;

1482 “(B) No more than .75% of the funds deposited into the Fund may be used
1483 to enforce the Act; and

1484 “(C) No more than 0.5% of the funds deposited into the Fund may be used
1485 to hear appeals of claim determinations pursuant to section 108(a)-(c) of the Act.

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1486 “(3) Amounts appropriated annually for the purposes described in paragraph (2)
1487 of this subsection shall be deposited in the Universal Paid Leave Administration Fund,
1488 established pursuant to section 1153.”.

1489 (4) Subsection (f) is amended by striking the period and inserting the phrase “and
1490 the Workplace Leave Navigators Program established pursuant to the Workplace Leave
1491 Navigators Program Establishment Amendment Act of 2020, passed on 1st reading on July 7,
1492 2020 (Bill 23-760).” in its place.

1493 (c) A new section 1153 is added to read as follows:

1494 “Sec. 1153. Universal Paid Leave Administration Fund.

1495 “(a) There is established as a special fund the Universal Paid Leave Administration Fund
1496 (“Fund”), which shall be administered by the Department of Employment Services (“DOES”) in
1497 accordance with subsections (c), (d), (e), and (f) of this section.

1498 “(b) Amounts appropriated annually from the Universal Paid Leave Fund, pursuant to
1499 section 1152(b)(3), shall be deposited in the Fund.

1500 “(c) Money in the Fund shall be used for the following purposes:

1501 “(1) Administration of the Act by DOES, including public education, pursuant to
1502 section 106(j) of the Act; provided, that no more than 6% of money appropriated annually for
1503 administration of the Act may be used for public education; and provided further, that at least
1504 \$500,000 of the money for public education shall be used to fund the Workplace Leave
1505 Navigators Program established pursuant to section 2093 of the Workplace Leave Navigators
1506 Program Establishment Amendment Act of 2020, passed on 1st reading on July 7, 2020 (Bill 23-
1507 760);

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1508 “(2) Enforcement of section 108(e) and section 110(a) and (b) of the Act by the
1509 Office of Human Rights, which may include education and outreach on individuals’ rights under
1510 the Act; and

1511 “(3) Hearing of appeals of claim determinations by the Office of Administrative
1512 Hearings, pursuant to section 108(a)-(c) of the Act.

1513 “(d) Beginning no later than October 1, 2020 and by October 1 annually thereafter,
1514 DOES shall execute a Memorandum of Agreement with the Office of Human Rights for the
1515 intradistrict transfer of funds appropriated, pursuant to subsection (c)(2) of this section, for
1516 enforcement.

1517 “(e) Beginning no later than October 1, 2020 and by October 1 annually thereafter, DOES
1518 shall execute a Memorandum of Agreement with the Office of Administrative Hearings for the
1519 intradistrict transfer of funds appropriated, pursuant to subsection (c)(3) of this section, for
1520 hearing of appeals of claim determinations.

1521 “(f) Money deposited into the Fund but not expended in a fiscal year shall revert to the
1522 Universal Paid Leave Fund, established pursuant to section 1152.”.

1523 Sec. 2143. Conforming amendments.

1524 The Universal Paid Leave Act of 2016, effective April 7, 2017 (D.C. Law 21-264; D.C.
1525 Official Code § 32-541.01 *et seq.*), is amended as follows:

1526 (a) Subsection 101 (D.C. Official Code § 32-541.01) is amended as follows:

1527 (1) Paragraph (10)(A) is amended by striking the phrase “Universal Paid Leave
1528 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

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1529 (2) Paragraph (21) is amended by striking the phrase “Universal Paid Leave
1530 Implementation Fund” means the Uniform Paid Leave Implementation Fund” and inserting the
1531 phrase “Universal Paid Leave Fund” means the Universal Paid Leave Fund” in its place.

1532 (b) Section 103 (D.C. Official Code § 32-541.03) is amended as follows:

1533 (1) The section heading is amended by striking the phrase “Universal Paid Leave
1534 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1535 (2) Subsection (a) is amended by striking the phrase “Universal Paid Leave
1536 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1537 (3) Subsection (b) is amended by striking the phrase “Universal Paid Leave
1538 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1539 (4) Subsection (c) is amended by striking the phrase “Universal Paid Leave
1540 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1541 (5) Subsection (d) is amended by striking the phrase “Universal Paid Leave
1542 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1543 (6) Subsection (e) is amended by striking the phrase “Universal Paid Leave
1544 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1545 (7) Subsection (f) is amended by striking the phrase “Universal Paid Leave
1546 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1547 (c) Section 104(g)(6)(A) (D.C. Official Code § 32-541.04(g)(6)(A)) is amended by
1548 striking the phrase “Universal Paid Leave Implementation” and inserting the phrase “Universal
1549 Paid Leave” in its place.

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1550 (d) Section 105(a)(2) (D.C. Official Code § 32-541.05(a)(2)) is amended by striking the
1551 phrase “Universal Paid Leave Implementation” and inserting the phrase “Universal Paid Leave”
1552 in its place.

1553 (e) Section 106(j)(1) (D.C. Official Code § 32-541.06(j)(1) is amended to read as follows:

1554 “(j)(1) The Mayor shall conduct a public-education campaign, which shall be paid for out
1555 of the Universal Paid Leave Administration Fund, pursuant to section 1153(c)(2) of the
1556 Universal Paid Leave Implementation Fund Act of 2016, passed on 1st reading on July 7, 2020
1557 (Bill 23-760), to inform individuals of the benefits provided for in this act.”.

1558 (f) Section 109(c) (D.C. Official Code § 32-541.09(c)) is amended as follows:

1559 (1) Paragraph (1) is amended by striking the phrase “Universal Paid Leave
1560 Implementation” and inserting the phrase “Universal Paid Leave” in its place.

1561 (2) Paragraph (2) is amended by striking the phrase “Universal Paid Leave
1562 Implementation” both times it appears and inserting the phrase “Universal Paid Leave” in its
1563 place.

1564 **SUBTITLE P. SHARED WORK COMPENSATION PROGRAM**

1565 Sec. 2151. Short title.

1566 This subtitle may be cited as the “Shared Work Compensation Program Clarification
1567 Emergency Amendment Act of 2020”.

1568 Sec. 2152. The Keep D.C. Working Act of 2010, effective October 15, 2010 (D.C. Law
1569 18-238; D.C. Official Code § 51-171 *et seq.*), is amended as follows:

1570 (a) Section 2 (D.C. Official Code § 51-171) is amended as follows:

1571 (1) Paragraph (4) is repealed.

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1572 (2) New paragraphs (4A) and (4B) are added to read as follows:

1573 “(4A) “Health and retirement benefits” means employer-provided health benefits,
1574 and retirement benefits under a defined benefit plan, as defined in section 414(j) of the Internal
1575 Revenue Code of 1986, approved September 2, 1974 (88 Stat. 925; 26 U.S.C. § 414(j)), or
1576 contributions under a defined contribution plan, as defined in section 414(i) of the Internal
1577 Revenue Code of 1986, approved September 2, 1974 (88 Stat. 925; 26 U.S.C. § 414(i)), which
1578 are incidents of employment in addition to the cash remuneration earned.

1579 “(4B) “Participating employee” means an employee who voluntarily agrees to
1580 participate in an employer’s shared work plan.”.

1581 (3) Paragraph (5) is amended to read as follows:

1582 “(5) “Usual weekly hours of work” means the usual hours of work per week for
1583 full-time or part-time employees in the affected unit when that unit is operating on its regular
1584 basis, not to exceed 40 hours and not including hours of overtime work.”.

1585 (4) Paragraph (7) is amended to read as follows:

1586 “(7) “Shared work benefits” means the unemployment benefits payable to a
1587 participating employee in an affected unit under a shared work plan, as distinguished from the
1588 unemployment benefits otherwise payable under the employment security law.”.

1589 (5) Paragraph (8) is amended to read as follows:

1590 “(8) “Shared work plan” means a written plan to participate in the shared work
1591 unemployment compensation program approved by the Director, under which the employer
1592 requests the payment of shared work benefits to participating employees in an affected unit of
1593 the employer to avert temporary or permanent layoffs, or both.”.

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1594 (b) Section 4 (D.C. Official Code § 51-173) is amended to read as follows:

1595 “Sec. 4. Employer participation in the shared work unemployment compensation
1596 program.

1597 “(a) Employer participation in the shared work unemployment compensation program
1598 shall be voluntary.

1599 “(b) An employer that wishes to participate in the shared work unemployment
1600 compensation program shall submit a signed application and proposed shared work plan to the
1601 Director for approval.

1602 “(c) The Director shall develop an application form consistent with the requirements of
1603 this section. The application and shared work plan shall require the employer to:

1604 “(1) Identify the affected unit (or units) to be covered by the shared work plan,
1605 including:

1606 “(A) The number of full-time or part-time employees in such unit;

1607 “(B) The percentage of employees in the affected unit covered by the plan;

1608 “(C) Identification of each individual employee in the affected unit by
1609 name and social security number;

1610 “(D) The employer’s unemployment tax account number, and

1611 “(E) Any other information required by the Director to identify
1612 participating employees;

1613 “(2) Provide a description of how employees in the affected unit will be notified
1614 of the employer’s participation in the shared work unemployment compensation program if such
1615 application is approved, including how the employer will notify those employees in a collective

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1616 bargaining unit as well as any employees in the affected unit who are not in a collective
1617 bargaining unit. If the employer will not provide advance notice of the shared work plan to
1618 employees in the affected unit, the employer shall explain in a statement in the application why it
1619 is not feasible to provide such notice;

1620 “(3) Identify the usual weekly hours of work for employees in the affected unit
1621 and the specific percentage by which hours will be reduced during all weeks covered by the plan.
1622 A shared work plan may not reduce participating employees’ usual weekly hours of work by less
1623 than 10% or more than 60%. If the plan includes any week for which the employer regularly
1624 provides no work (due to a holiday or other plant closing), then such week shall be identified in
1625 the application;

1626 “(4) If the employer provides health and retirement benefits to any participating
1627 employee whose usual weekly hours of work are reduced under the plan, certify that such
1628 benefits will continue to be provided to participating employees under the same terms and
1629 conditions as though the usual weekly hours of work of such participating employee had not
1630 been reduced or to the same extent as employees not participating in the shared work plan. For
1631 defined benefit retirement plans, the hours that are reduced under the shared work plan shall be
1632 credited for purposes of participation, vesting, and accrual of benefits as though the participating
1633 employee’s usual weekly hours of work had not been reduced. The dollar amount of employer
1634 contributions to a defined contribution plan that are based on a percentage of compensation may
1635 be reduced due to the reduction in the participating employee’s compensation. A reduction in
1636 health and retirement benefits scheduled to occur during the duration of a shared work plan that

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1637 is equally applicable to employees who are not participating in the plan and to participating
1638 employees does not violate a certification made pursuant to this paragraph;

1639 “(5) Certify that the aggregate reduction in work hours under the shared work
1640 plan is in lieu of temporary or permanent layoffs, or both, and provide a good faith estimate of
1641 the number of employees who would be laid off in the absence of the proposed shared work
1642 plan;

1643 “(6) Agree to:

1644 “(A) Furnish reports to the Director relating to the proper conduct of the
1645 shared work plan;

1646 “(B) Allow the Director or the Director’s authorized representatives access
1647 to all records necessary to approve or disapprove the application for a shared work plan;

1648 “(C) Allow the Director to monitor and evaluate the shared work plan; and

1649 “(D) Follow any other directives the Director considers necessary for the
1650 agency to implement the shared work plan consistent with the requirements for shared work plan
1651 applications;

1652 “(7) Certify that participation in the shared work unemployment compensation
1653 program and implementation of the shared work plan will be consistent with the employer’s
1654 obligations under applicable federal and District laws;

1655 “(8) State the duration of the proposed shared work plan, which shall not exceed
1656 365 days from the effective date established pursuant to section 6;

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1657 “(9) Provide any additional information or certifications that the Director
1658 determines to be appropriate for purposes of the shared work unemployment compensation
1659 program, consistent with requirements issued by the United States Secretary of Labor; and

1660 “(10) Provide written approval of the proposed shared work plan by the collective
1661 bargaining representative for any employees covered by a collective bargaining agreement who
1662 will participate in the plan.”.

1663 (c) Section 5 (D.C. Official Code § 51-174) is amended to read as follows:

1664 “Sec. 5. Approval and disapproval of a shared work plan.

1665 “(a)(1) The Director shall approve or disapprove an application for a shared work plan in
1666 writing within 15 calendar days of its receipt and promptly issue a notice of approval or
1667 disapproval to the employer.

1668 “(2) A decision disapproving the shared work plan shall clearly identify the
1669 reasons for the disapproval.

1670 “(3) A decision to disapprove a shared work plan shall be final, but the employer
1671 may submit another application for a shared work plan not earlier than 10 calendar days from the
1672 date of the disapproval.

1673 “(b) Except as provided in subsections (c) and (d) of this section, the Director shall
1674 approve a shared work plan if the employer:

1675 “(1) Complies with the requirements of section 4; and

1676 “(2) Has filed all reports required to be filed under the employment security law
1677 for all past and current periods, and:

1678 “(A) Has paid all contributions and benefit cost payments; or

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1679 “(B) If the employer is a reimbursing employer, has made all payments in
1680 lieu of contributions due for all past and current periods.

1681 “(c) Except as provided in subsection (d) of this section, the Director may not approve a
1682 shared work plan:

1683 “(1) To provide payments to an employee if the employee is employed by the
1684 participating employer on a seasonal, temporary, or intermittent basis;

1685 “(2) If the employer's unemployment insurance account has a negative
1686 unemployment experience rating;

1687 “(3) If the employer's unemployment insurance account is taxed at the maximum
1688 tax rate in effect for the calendar year;

1689 “(4) For employers who have not qualified to have a tax rate assigned based on
1690 actual experience; or

1691 “(5) For employees who are receiving or who will receive supplemental
1692 unemployment benefits, as that term is defined in section 501(c)(17)(D) of the Internal Revenue
1693 Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(17)(D)), during any
1694 period a shared work plan is in effect.

1695 “(d) During the effective period of a shared work plan entered into during a public health
1696 emergency, subsection (c) of this section shall not apply. During a public health emergency, the
1697 Director may not approve a shared work plan:

1698 “(1) To provide payments to an employee if the employee is employed by the
1699 participating employer on a seasonal, temporary, or intermittent basis;

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1700 “(2) For employees who are receiving or who will receive supplemental
1701 unemployment benefits, as that term is defined in section 501(c)(17)(D) of the Internal Revenue
1702 Code of 1986, approved August 16, 1954 (68A Stat. 163; 26 U.S.C. § 501(c)(17)(D)), during any
1703 period a shared work plan is in effect; or

1704 “(3) For employers that have reported quarterly earnings to the Director for fewer
1705 than 3 quarters at the time of the application for the shared work unemployment compensation
1706 program.

1707 “(e) For the purposes of this section, the term “public health emergency” means the
1708 public health emergency declared in the Mayor’s order dated March 11, 2020, and any
1709 extensions thereof.”.

1710 (d) Section 6 (D.C. Official Code § 51-175) is amended to read as follows:

1711 “Sec. 6. Effective date and expiration, termination, or revocation of a shared work plan.

1712 “(a) A shared work plan shall be effective on the date that is mutually agreed upon by the
1713 employer and the Director, which shall be specified in the notice of approval to the employer.

1714 “(b) The duration of the plan shall be 365 days from the effective date, unless a shorter
1715 duration is requested by employer or the plan is terminated or revoked in accordance with this
1716 section.

1717 “(c) An employer may terminate a shared work plan at any time upon written notice to
1718 the Director, participating employees, and a collective bargaining representative for the
1719 participating employees. After receipt of such notice from the employer, the Director shall issue
1720 to the employer, the appropriate collective bargaining representative, and participating

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1721 employees an Acknowledgment of Voluntary Termination, which shall state the date the shared
1722 work plan terminated.

1723 “(d) The Director may revoke a shared work plan at any time for good cause, including:

1724 “(1) Failure to comply with the certifications and terms of the shared work plan;

1725 “(2) Failure to comply with federal or state law;

1726 “(3) Failure to report or request proposed modifications to the shared work plan in
1727 accordance with section 7;

1728 “(4) Unreasonable revision of productivity standards for the affected unit;

1729 “(5) Conduct or occurrences tending to defeat the purpose and effective operation
1730 of the shared work plan;

1731 “(6) Change in conditions on which approval of the plan was based;

1732 “(7) Violation of any criteria on which approval of the plan was based; or

1733 “(8) Upon the request of an employee in the affected unit.

1734 “(e) Upon a decision to revoke a shared work plan, the Director shall issue a written
1735 revocation order to the employer that specifies the reasons for the revocation and the date the
1736 revocation is effective. The Director shall provide a copy of the revocation order to all
1737 participating employees and their collective bargaining representative.

1738 “(f) The Director may periodically review the operation of an employer’s shared work
1739 plan to ensure compliance with its terms and applicable federal and District laws.

1740 “(g) An employer may submit a new application for a shared work plan at any time after
1741 the expiration or termination of a shared work plan.”.

1742 (e) Section 7 (D.C. Official Code § 51-176) is amended to read as follows:

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1743 “Sec. 7. Modification of a shared work plan.

1744 “(a) An employer may not implement a substantial modification to a shared work plan
1745 without first obtaining the written approval of the Director.

1746 “(b)(1) An employer must report, in writing, every proposed modification of the shared
1747 work plan to the Director a least 5 calendar days before implementing the proposed modification.
1748 The Director shall review the proposed modification to determine whether the modification is
1749 substantial. If the Director determines that the proposed modification is substantial, the Director
1750 shall notify the employer of the need to request a substantial modification.

1751 “(2) An employer may request a substantial modification to a shared work plan by
1752 filing a written request with the Director. The request shall identify the specific provisions of the
1753 shared work plan to be modified and provide an explanation of why the proposed modification is
1754 consistent with and supports the purposes of the shared work plan. A modification may not
1755 extend the expiration date of the shared work plan.

1756 “(c)(1) At the Director’s discretion, an employer’s request for a substantial modification
1757 of a shared work plan may be approved if:

1758 “(A) Conditions have changed since the plan was approved; and

1759 “(B) The Director determines that the proposed modification is consistent
1760 with and supports the purposes of the approved plan.

1761 “(2) The Director shall approve or disapprove a request for substantial
1762 modification, in writing, within 15 calendar days of receiving the request and promptly shall
1763 communicate the decision to the employer. If the request is approved, the notice of approval
1764 shall contain the effective date of the modification.”.

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1765 (f) Section 8 (D.C. Official Code § 51-177) is amended to read as follows:

1766 “Sec. 8. Employee eligibility for shared work benefits.

1767 “(a) A participating employee is eligible to receive shared work benefits with respect to
1768 any week only if the individual is monetarily eligible for unemployment compensation, not
1769 otherwise disqualified from unemployment compensation, and:

1770 “(1) With respect to the week for which shared work benefits are claimed, the
1771 participating employee was covered by a shared work plan that was approved prior to that week;

1772 “(2) Notwithstanding any other provision of the employment security law relating
1773 to availability for work and actively seeking work, the participating employee was available for
1774 the individual’s usual hours of work with the shared work employer, which may include
1775 availability to participate in training to enhance job skills approved by the Director, such as
1776 employer-sponsored training or training funded under the Workforce Innovation and Opportunity
1777 Act, approved July 22, 2014 (128 Stat. 1425; 29 U.S.C. § 3101 *et seq.*); and

1778 “(3) Notwithstanding any other provision of law, a participating employee is
1779 deemed unemployed for the purposes of determining eligibility to receive unemployment
1780 compensation benefits in any week during the duration of such plan if the individual’s
1781 remuneration as an employee in an affected unit is reduced under the terms of the plan.

1782 “(b) A participating employee may be eligible for shared work benefits or unemployment
1783 compensation, as appropriate, except that no participating employee may be eligible for
1784 combined benefits in any benefit year in an amount more than the maximum entitlement
1785 established for regular unemployment compensation; nor shall a participating employee be paid

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1786 shared work benefits for more than 52 weeks under a shared work plan or in an amount more
1787 than the equivalent of the maximum of 26 weeks of regular unemployment compensation.

1788 “(c) The shared work benefit paid to a participating employee shall be deducted from the
1789 maximum entitlement amount of regular unemployment compensation established for that
1790 individual's benefit year.

1791 “(d) Provisions applicable to unemployment compensation claimants under the
1792 employment security law shall apply to participating employees to the extent that they are not
1793 inconsistent with this act. A participating employee who files an initial claim for shared work
1794 benefits shall receive a monetary determination of whether the individual is eligible to receive
1795 benefits.

1796 “(e) A participating employee who has received all of the shared work benefits or
1797 combined unemployment compensation and shared work benefits available in a benefit year shall
1798 be considered an exhaustee, as defined in section 7(g)(1)(H) of the District of Columbia
1799 Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 949; D.C. Official Code
1800 § 51–107(g)(1)(H)) (“Act”), for purposes of eligibility to receive extended benefits pursuant to
1801 section 7(g) of the Act (D.C. Official Code § 51–107(g)), and, if otherwise eligible under that
1802 section, shall be eligible to receive extended benefits.

1803 “(f) Shared work benefits shall be charged to employers’ experience rating accounts in
1804 the same manner as unemployment compensation is charged under the employment security law,
1805 unless waived by federal or District law. Employers liable for payments in lieu of contributions
1806 shall have shared work benefits attributed to service in their employ in the same manner as
1807 unemployment compensation is attributed, unless waived by federal or District law.”.

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1808 (g) Section 9 (D.C. Official Code § 51-178) is amended as follows:

1809 (1) Subsection (a) is amended to read as follows:

1810 “(a)(1) Except as provided in paragraph (2) of this subsection, the weekly benefit for a
1811 participating employee shall be the product of the regular weekly unemployment compensation
1812 amount for a week of total unemployment multiplied by the percentage of reduction in the
1813 participating employee’s usual weekly hours of work.

1814 “(2) The shared work benefit for a participating employee who performs work for
1815 another employer during weeks covered by a shared work plan shall be calculated as follows:

1816 “(A) If the combined hours of work in a week for both employers results
1817 in a reduction of less than 10% of the usual weekly hours of work the participating employee
1818 works for the shared work employer, the participating employee is not eligible for shared work
1819 benefits;

1820 “(B) If the combined hours of work for both employers results in a
1821 reduction equal to or greater than 10% of the usual weekly hours worked for the shared work
1822 employer, the shared work benefit payable to the participating employee is determined by
1823 multiplying the weekly unemployment benefit amount for a week of total unemployment by the
1824 percentage by which the combined hours of work have been reduced. A week for which benefits
1825 are paid under this subparagraph shall be reported as a week of shared work benefits.

1826 “(C) If an individual worked the reduced percentage of the usual weekly
1827 hours of work for the shared work employer and is available for all the participating employee’s
1828 usual hours of work with the shared work employer, and the participating employee did not work
1829 any hours for the other employer, either because of the lack of work with that employer or

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1830 because the participating employee is excused from work with the other employer, the
1831 participating employee shall be eligible for the full value of the shared work benefit for that
1832 week.”.

1833 (2) Subsection (b) is repealed

1834 (3) New subsections (c) and (d) are added to read as follows:

1835 “(c) A participating employee who is not provided any work during a week by the shared
1836 work employer or any other employer and who is otherwise eligible for unemployment
1837 compensation shall be eligible for the amount of regular unemployment compensation to which
1838 the individual would otherwise be eligible.

1839 “(d) A participating employee who is not provided any work by the shared work
1840 employer during a week, but who works for another employer and is otherwise eligible for
1841 unemployment compensation may be paid unemployment compensation for that week subject to
1842 the disqualifying income provision and other provisions applicable to claims for regular
1843 unemployment compensation.”.

1844 Sec. 2153. Applicability.

1845 This subtitle shall apply as of the effective date of this act.

1846 **SUBTITLE Q. EQUITABLE IMPACT ASSISTANCE FOR LOCAL BUSINESS**

1847 Sec. 2161. Short title.

1848 This subtitle may be cited as the “Equitable Impact Assistance for Local Businesses
1849 Emergency Act of 2020”.

1850 Sec. 2162. Definitions.

1851 For the purposes of this subtitle, the term:

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1852 (1) “Economically disadvantaged individual” shall have the same meaning as set
1853 forth in section 2302(7) of the Small and Certified Business Enterprise Development and
1854 Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-
1855 218.02(7)).

1856 (2)(A) “Eligible business” means an equity impact enterprise that has \$2 million
1857 or less in annual revenue and certifies in writing that the business is unable to obtain
1858 conventional financing or is a business enterprise that cannot reasonably be expected to qualify
1859 for financing under the standards of commercial lending.

1860 (B) For the purposes of this paragraph, the phrase “unable to obtain
1861 conventional financing” means that the business has attempted but failed in the attempt to obtain
1862 financing from conventional sources.

1863 (3) “Equity impact enterprise” shall have the same meaning as set forth pursuant
1864 to the Small and Certified Business Enterprise Development and Assistance Act of 2005,
1865 effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.02 (8A)).

1866 (4) “Fund” means the Equity Impact Fund established in section 2163.

1867 (5) “Fund Manager” means a private financial organization selected by the Mayor
1868 pursuant to section 2164.

1869 (6) “Private financial organization” means a partnership, corporation, trust,
1870 limited liability company, Community Development Financial Institution, or a consortium of
1871 partnerships, corporations, trusts, limited liability companies, or Community Development
1872 Financial Institutions, whether organized on a profit or not-for-profit basis, that has as its primary
1873 activity the investment of capital into businesses.

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1874 Sec. 2163. Establishment of the Equity Impact Fund.

1875 (a) There is established a fund outside the General Fund of the District of Columbia,
1876 designated as the Equity Impact Fund (“Fund”), which shall be managed by a Fund Manager
1877 selected by the Mayor. The Deputy Mayor for Planning and Economic Development shall
1878 provide, upon selection of the Fund Manager, \$1.25 million in the aggregate in Fiscal Year 2021
1879 for deposit into the Fund (“District’s initial investment”).

1880 (b) The Fund shall be funded by money appropriated for the purposes of the Fund, other
1881 amounts, if any, received by the District or Fund Manager for deposit into the Fund, and any
1882 monies received as gifts, grants, donations, and awards.

1883 (c) The funds in the Fund shall be used solely to:

1884 (1) Facilitate investment in businesses that lack access to capital;

1885 (2) Make investments into eligible businesses based on an investment strategy
1886 determined by the Fund Manager; and

1887 (3) Administer the fund, including the provision of technical assistance to eligible
1888 businesses; provided that no more than 15% of the District’s initial investment may be used
1889 annually for this purpose.

1890 Sec. 2164. Fund Manager selection.

1891 (a) The Mayor shall solicit applications, in a form determined by the Mayor, for the
1892 position of Fund Manager from private financial organizations. The application shall contain
1893 description of:

1894 (1) The qualifications of the applicant, including demonstrable experience in
1895 investing in small business, businesses owned by women or economically disadvantaged

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1896 individuals, or in businesses that otherwise meet the definition of, or are similar to, an equity
1897 impact enterprise;

1898 (2) How the applicant will structure the Fund and investment criteria to achieve
1899 the goals and objectives of the Fund;

1900 (3) The ability and plans of the applicant to provide or raise sufficient funds to
1901 provide matching contributions for the Fund;

1902 (4) The ability of the applicant to maintain a sufficient fund balance to administer
1903 the Fund;

1904 (5) The type of businesses to be targeted for priority investment from the Fund;

1905 (6) A demonstrable ability to offer a variety of financing vehicles, including
1906 equity financing, revenue-based financing, royalty financing, and debt financing;

1907 (7) The investment strategies the applicant will employ to achieve the goals and
1908 objectives of the Fund; and

1909 (8) Other criteria that the Mayor considers necessary or appropriate.

1910 (b) An applicant for Fund Manager shall be selected based on a scoring rubric
1911 established by the Mayor; provided, that:

1912 (1) A preference be given to applicants that are at least 51% owned, operated, or
1913 controlled by women or economically disadvantaged individuals; and

1914 (2) If the applicant manages an existing investment fund, the existing fund not
1915 exceed \$100,000,000.

1916 Sec. 2165. Minimum requirements for investment.

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1917 (a) The Fund Manager shall source, underwrite, and monitor all investments placed
1918 pursuant to this act. Except as otherwise provided by this act, the Mayor shall not determine the
1919 recipient, amount, interest rate, or any other requirement related to an investment made pursuant
1920 to this act.

1921 (b) The following requirements shall apply to any investment in an eligible basis made
1922 from the Fund using the District's initial investment or proceeds thereof:

1923 (1) The Fund Manager shall begin accepting applications from eligible businesses
1924 seeking investment, on a rolling basis, within 30 days of being selected for the position by the
1925 Mayor.

1926 (2) For the Fund Manager to provide an investment from the Fund, the eligible
1927 business must agree, in writing, to participate in technical assistance training.

1928 (3) The Fund Manager shall establish, for each selected eligible business, a 12-
1929 month individualized business plan. Investments shall be distributed to the eligible business in
1930 installments based upon completion of specific milestones clearly described in the business's
1931 individualized business plan. The individualized business plan shall include technical
1932 assistance, provided at no cost to the business, which shall include education on the
1933 management and scale of a business through live training or guided recorded sessions. All
1934 eligible businesses that receive an investment from the Fund shall be required to participate in at
1935 least 3 months of technical assistance training.

1936 Sec. 2166. Reporting requirements.

1937 The Fund Manager shall submit to the Mayor, on a quarterly basis, a report on the
1938 activities of the Fund. The report shall include, at a minimum:

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1939 (1) The aggregate amount of dollars invested in eligible businesses during the
1940 reporting period;

1941 (2) The number of eligible businesses receiving an investment, including the
1942 name and business address for each;

1943 (3) A copy of the individualized business plan for each eligible business,
1944 including a description of the technical assistance training provided; and

1945 (4) The aggregate amount of funds in the Fund and a breakdown of the amount of
1946 the funds in the Fund used for each of the following, with each amount reported as a percentage
1947 of the aggregate amount of the Fund:

1948 (A) The percentage used for technical training assistance;

1949 (B) The percentage used for administration costs; and

1950 (C) The percentage used to compensate the Fund Manager.

1951 Sec. 2167. Recovery of District investment.

1952 The Mayor shall reserve the right to recover the amount of its initial investment into the
1953 Fund and may exercise this right if the Fund Manager does not, within a reasonable period, as
1954 determined by the Mayor, place investments into eligible businesses in an amount equal to the
1955 amount of the District's initial investment into the Fund.

1956 **SUBTITLE R. AFFORDABLE HOUSING LOAN FUND AUTHORIZATION**

1957 Sec. 2171. Short Title.

1958 This subtitle may be cited as the "Affordable Housing Loan Fund Authorization
1959 Emergency Amendment Act of 2020".

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1960 Sec. 2172. The Department of Housing and Community Development is authorized to
1961 submit an application for the program offered by the U.S. Department of Housing and Urban
1962 Development, pursuant to section 108 of the Housing and Community Development Act of
1963 1974, approved August 22, 1974 (88 Stat. 647; 42 U.S.C. § 5308), to provide a gap subsidy
1964 resource source for qualified affordable housing acquisition and rehabilitation projects in Fiscal
1965 Year 2021. For the purposes of this section, "qualified affordable housing acquisition and
1966 rehabilitation projects" means projects that meet the criteria for the use of money in the Housing
1967 Preservation Fund, established by section 2032 of the Housing Preservation Fund Establishment
1968 Act of 2017, effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 1-325.351), or
1969 the Housing Production Trust Fund, established by section 3 of the Housing Production Trust
1970 Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802).

1971 Sec. 2173. Section 2009(d) of the Department of Housing and Community Development
1972 Unified Fund Establishment Act of 2008, effective August 16, 2008 (D.C. Law 17-219; D.C.
1973 Official Code § 42-2857.01(d)), is amended as follows:

1974 (a) The existing text is redesignated as paragraph (1).

1975 (b) A new paragraph (2) is added to read as follows:

1976 “(2) Costs associated with the application or implementation of projects pursuant
1977 to the Affordable Housing Loan Fund Authorization Amendment Act of 2020, as approved by
1978 the Committee of the Whole on July 7, 2020 (Committee Print of Bill 23-760), shall not be
1979 considered project-delivery costs for purposes of paragraph (1) of this subsection.

1980 Sec. 2174. Section 3(b)(10) of the Housing Production Trust Fund Act of 1988, effective
1981 March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802(b)(10)), is amended as follows:

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1982 (a) The existing text is redesignated as subparagraph (A).

1983 (b) A new subparagraph (B) is added to read as follows:

1984 “(B) Costs associated with the application or implementation of projects
1985 pursuant to the Affordable Housing Loan Fund Authorization Amendment Act of 2020, as
1986 approved by the Committee of the Whole on July 7, 2020 (Committee Print of Bill 23-760), shall
1987 not be considered administration of the Fund for purposes of paragraph (1) of this subsection.

1988 **SUBTITLE S. RENT STABILIZATION EXTENSION**

1989 Sec. 2181. Short Title.

1990 This subtitle may be cited as the “Rent Stabilization Extension Emergency Amendment
1991 Act of 2020”.

1992 Sec. 2182. Section 907 of the Rental Housing Act of 1985, effective July 17, 1985
1993 (D.C. Law 6-10; D.C. Official Code § 42-3509.07), is amended by striking the phrase “shall
1994 terminate on December 31, 2020” and inserting the phrase “shall terminate on December 31,
1995 2030” in its place.

1996 **SUBTITLE T. EXPENDITURES FROM THE PUBLIC HOUSING AND**
1997 **STRUCTURAL TRANSFORMATION CAPITAL ACCOUNT**

1998 Sec. 2191. Short title.

1999 This subtitle may be cited as the “Expenditures from the Public Housing and Structural
2000 Transformation Capital Account Emergency Act of 2020”.

2001 Sec. 2192. Expenditures from the Public Housing and Structural Transformation capital
2002 account.

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2003 (a) The District of Columbia Housing Authority (“Authority”) shall not obligate or
2004 expend any money from capital project DHA00C unless the expenditure, or planned expenditure
2005 in the case of an obligation, is part of a proposed spending plan submitted by the Authority to the
2006 Mayor and thereafter approved by the Mayor. Each proposed spending plan shall also be
2007 submitted by the Authority to the Council for its information.

2008 (b) Each proposed spending plan submitted by the Authority to the Mayor shall include
2009 detailed information on each project for which the Authority proposes to expend funds from
2010 capital project DHA00C. At a minimum, the information provided for a project shall include:

2011 “(1) The proposed location of the project;

2012 “(2) A detailed proposed scope of the project;

2013 “(3) A detailed proposed line-item budget for the project;

2014 “(4) A detailed proposed timeline for the project;

2015 “(5) A statement of whether the implementation of the proposed project will
2016 require the relocation of tenants and, if such relocation is required, a detailed proposed relocation
2017 plan.

2018 (c)(1) For each solicitation of a contract valued at \$100,000 or more that is funded with
2019 money from capital project DHA00C, the Authority shall:

2020 (A) Award preferences to certified business enterprises as provided in
2021 section 2343 of the Small and Certified Business Enterprise Development and Assistance Act of
2022 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.43); and

2023 (B) Exercise its contracting and procurement authority for contracts
2024 funded by capital project DHA00C so as to meet, on an annual basis, the goals of procuring and

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2025 contracting at least 50% of the dollar volume of such contracts (the “CBE dollar volume”) with
2026 certified business enterprises and at least 50% of the CBE dollar volume with small business
2027 enterprises.

2028 (2) For the purposes of this subsection, the term:

2029 (A) “Certified business enterprise” shall have the meaning set forth in
2030 section 2302(1D) of the Small and Certified Business Enterprise Development and Assistance
2031 Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.02(1D)).

2032 (B) “Small business enterprise” shall have the meaning set forth in section
2033 2302(16) of the Small and Certified Business Enterprise Development and Assistance Act of
2034 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.02(16)).

2035 **TITLE III. PUBLIC SAFETY AND JUSTICE**

2036 **SUBTITLE A. CRIMINAL CODE REFORM COMMISSION**

2037 Sec. 3001. Short title.

2038 This subtitle may be cited as the “Criminal Code Reform Commission Emergency
2039 Amendment Act of 2020”.

2040 Sec. 3002. The Criminal Code Reform Commission Establishment Act of 2016, effective
2041 October 8, 2016 (D.C. Law 21-160; D.C. Official Code § 3-151 *et seq.*), is amended as follows:

2042 (a) Section 3122(c)(1) (D.C. Official Code § 3-151(c)(1)) is amended by striking the phrase
2043 “, or until the Commission is dissolved pursuant to section 3127, and” and inserting the phrase “,
2044 and” in its place.

2045 (b) Section 3123 (D.C. Official Code § 3-152) is amended as follows:

2046 (1) The section heading is amended to read as follows:

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2047 “Sec. 3123. Duties of the Criminal Code Reform Commission.”.

2048 (2) The lead-in language of subsection (a) is amended by striking the phrase “By
2049 September 30, 2020” and inserting the phrase “By March 31, 2021” in its place.

2050 (3) Subsection (d) is amended by striking the phrase “provide, upon request by the
2051 Council, a legal analysis of proposed legislation concerning criminal offenses, including” and
2052 inserting the phrase “provide, upon request by the Council or on its own initiative, a legal or
2053 policy analysis of proposed legislation or best practices concerning criminal offenses,
2054 procedures, or reforms, including” in its place.

2055 (4) Subsection (e) is amended by striking the phrase “regarding criminal code
2056 reform to advance” and inserting the phrase “to advance” in its place.

2057 (c) The lead-in language of section 3124(a) (D.C. Official Code § 3-153(a)) is amended
2058 by striking the phrase “section 3123” and inserting the phrase “section 3123(a)” in its place.

2059 (d) Section 3125 (D.C. Official Code § 3-154) is amended as follows:

2060 (1) Subsection (a) is amended by striking the phrase “The Commission” and
2061 inserting the phrase “Until March 31, 2021, the Commission” in its place.

2062 (2) Subsection (b) is amended by striking the phrase “The Commission shall file
2063 an annual report with the Council before March 31 of each year” and inserting the phrase
2064 “Before March 31, 2021, the Commission shall file a report with the Council” in its place.

2065 (3) A new subsection (c) is added to read as follows:

2066 “(c) Before March 31, 2022, and annually thereafter, the Commission shall file an annual
2067 report with the Council of its activities during the previous calendar year.”.

2068 (e) Section 3127 (D.C. Official Code § 3-156) is repealed.

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2069 **SUBTITLE B. RESTORATIVE JUSTICE COLLABORATIVE**

2070 Sec. 3011. Short title.

2071 This subtitle may be cited as the “Restorative Justice Collaborative Emergency
2072 Amendment Act of 2020”.

2073 Sec. 3012. The Neighborhood Engagement Achieves Results Amendment Act of 2016,
2074 effective June 30, 2016 (D.C. Law 21-125; D.C. Official Code § 7-2411 *et seq.*), is amended as
2075 follows:

2076 (a) Section 101 (D.C. Official Code § 7-2411) is amended as follows:

2077 (1) Subsection (a) is amended as follows:

2078 (A) Paragraph (2) is amended by striking the phrase “; and” and inserting
2079 a semicolon in its place.

2080 (B) Paragraph (3) is amended by striking the period and inserting the
2081 phrase “; and” in its place.

2082 (C) A new paragraph (4) is added to read as follows:

2083 “(4) The Restorative Justice Collaborative, which shall serve as a centralized hub
2084 to coordinate and foster restorative justice programming and practices within the District
2085 government and by and in partnership with District community-based organizations.”.

2086 (2) Subsection (b) is amended as follows:

2087 (A) Paragraph (5) is amended by striking the phrase “; and” and inserting
2088 a semicolon in its place.

2089 (B) Paragraph (6) is amended by striking the period and inserting the
2090 phrase “; and” in its place.

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2091 (C) A new paragraph (7) is added to read as follows:

2092 “(7) Coordinating and fostering restorative justice programming and practices
2093 within the District government and by and in partnership with District community-based
2094 organizations, with a focus on the 18-to-35-year old population.”.

2095 (b) Section 102(a)(3) (D.C. Official Code § 7-2412(a)(3)) is amended by striking the
2096 phrase “programming; and” and inserting the phrase “and restorative justice programming; and”
2097 in its place.

2098 **SUBTITLE C. EMERGENCY MEDICAL SERVICES TRANSPORT CONTRACT**

2099 Sec. 3021. Short title.

2100 This subtitle may be cited as the “Emergency Medical Services Transport Contract
2101 Authority Emergency Amendment Act of 2020”.

2102 Sec. 3022. Section 3073 of the Emergency Medical Services Transport Contract Authority
2103 Amendment Act of 2016, effective October 8, 2016 (D.C. Law 21-160; 63 DCR 10775), is
2104 amended by striking the phrase “September 30, 2021” and inserting the phrase “September 30,
2105 2023” in its place.

2106 **SUBTITLE D. SENIOR POLICE OFFICERS PROGRAM**

2107 Sec. 3031. Short title.

2108 This subtitle may be cited as the “Senior Police Officers Retention Emergency
2109 Amendment Act of 2020”.

2110 Sec. 3032. Section 2(h)(1) of the Retired Police Officer Redeployment Amendment Act
2111 of 1992, effective September 29, 1992 (D.C. Law 9-163; D.C. Official Code § 5-761(h)(1)), is

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2112 amended by striking the date “October 1, 2020” and inserting the date “October 1, 2023” in its
2113 place.

2114 **SUBTITLE E. OFFICE ON RETURNING CITIZEN AFFAIRS**

2115 Sec. 3041. Short title.

2116 This subtitle may be cited as the “Moving the Office on Returning Citizen Affairs
2117 Emergency Amendment Act of 2020”.

2118 Sec. 3042. Section 3022 of the Office of the Deputy Mayor for Public Safety and Justice
2119 Establishment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code §
2120 1-301.191), is amended as follows:

2121 (a) Subsection (c) is amended as follows:

2122 (1) Paragraph (1) is amended to read as follows:

2123 “(1) Be responsible for providing guidance and support to, and coordination of,
2124 public safety, justice, and returning citizen agencies within the District of Columbia government,
2125 including the Office on Returning Citizen Affairs, established by section 3 of the Office on Ex-
2126 Offender Affairs and Commission on Re-Entry and Ex-Offender Affairs Establishment Act of
2127 2006, effective March 8, 2007 (D.C. Law 16-243; D.C. Official Code § 24-1302);”.

2128 (2) Paragraph (2) is amended to read as follows:

2129 “(2) Ensure accountability through general oversight over public safety, justice,
2130 and returning citizen agencies, as well as the programs under the jurisdiction of the Office;”.

2131 (3) Paragraph (3) is amended by striking the phrase “public-safety and justice
2132 services” and inserting the phrase “public safety, justice, and returning citizen services” in its
2133 place.

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2134 (4) Paragraph (4) is amended by striking the phrase “criminal justice or public-
2135 safety issues, in the coordination, planning, and implementation of public-safety and justice
2136 matters” and inserting the phrase “public safety, justice, or returning citizen issues, in the
2137 coordination, planning, and implementation of public safety, justice, and returning citizen
2138 matters” in its place.

2139 (5) Paragraph (5) is repealed.

2140 (b) A new subsection (e) is added to read as follows:

2141 “(e) For the purposes of this section, the term “returning citizens” shall have the same
2142 meaning as provided in section 2(5) of the Office on Ex-Offender Affairs and Commission on
2143 Re-Entry and Ex-Offender Affairs Establishment Act of 2006, effective March 8, 2007 (D.C.
2144 Law 16-243; D.C. Official Code § 24-1301(5)).”.

2145 **SUBTITLE F. CONCEALED PISTOL LICENSING REVIEW BOARD**

2146 Sec. 3051. Short title.

2147 This subtitle may be cited as the “Concealed Pistol Licensing Review Board Membership
2148 Emergency Amendment Act of 2020”.

2149 Sec. 3052. Section 908 of the Firearms Control Regulations Act of 1975, effective June 16,
2150 2015 (D.C. Law 20-279; D.C. Official Code § 7-2509.08), is amended as follows:

2151 (a) Subsection (b)(1) is amended as follows:

2152 (1) The lead-in language is amended by striking the phrase “7 members” and
2153 inserting the phrase “11 members” in its place.

2154 (2) Subparagraph (D) is amended by striking the semicolon and inserting the
2155 phrase “; and” in its place.

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2156 (3) Subparagraph (E) is amended as follows:

2157 (A) The lead-in language is amended by striking the phrase “Three public”
2158 and inserting the phrase “Seven public” in its place.

2159 (B) Sub-subparagraph (i) is amended by striking the phrase “; and” and
2160 inserting a semicolon in its place.

2161 (C) Sub-subparagraph (ii) is amended by striking the period and inserting
2162 a semicolon in its place.

2163 (D) New sub-subparagraphs (iii), (iv), and (v) are added to read as
2164 follows:

2165 “(iii) Two District residents with professional experience in the
2166 field of gun violence prevention;

2167 “(iv) One District resident with professional experience in the field
2168 of victim services or advocacy; and

2169 “(v) One District resident attorney in good standing with the
2170 District of Columbia Bar with professional experience in criminal law.”.

2171 (b) Subsection (c) is amended by striking the phrase “section. Each hearing panel shall
2172 contain at least one member designated by subsection (b)(1)(A), (B), or (D) of this section.” and
2173 inserting the phrase “section.” in its place.

2174 **SUBTITLE G. LITIGATION SUPPORT FUND AND GRANT-MAKING**

2175 **AUTHORITY**

2176 Sec. 3061. Short title.

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2177 This subtitle may be cited as the “Litigation Support Fund and Grant-Making Authority
2178 Emergency Amendment Act of 2020”.

2179 Sec. 3062. The Attorney General for the District of Columbia Clarification and Elected
2180 Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code §
2181 1-301.81 *et seq.*), is amended as follows:

2182 (a) Section 106b (D.C. Official Code § 1-301.86b) is amended as follows:

2183 (1) Subsection (c) is amended as follows:

2184 (A) Paragraph (1)(B) is amended by striking the phrase “Funding staff
2185 positions, up to a maximum amount of \$4 million” and inserting the phrase “Funding staff
2186 positions, personnel costs, and employee retirement and separation incentives, up to a maximum
2187 amount of \$6 million” in its place.

2188 (B) Paragraph (2) is amended to read as follows:

2189 “(2) Beginning in Fiscal Year 2020, up to \$7 million deposited into the Fund each
2190 fiscal year may be used for the purposes of crime reduction, violence interruption, and other
2191 public safety initiatives.”.

2192 (C) A new paragraph (3) is added to read as follows:

2193 “(3) In Fiscal Year 2021, the first \$500,000 deposited into the Fund shall be
2194 transferred to the Office of Victim Services and Justice Grants for victim services grants.”.

2195 (2) Subsection (d)(3) is amended as follows:

2196 (A) Subparagraph (A) is amended by striking the phrase “\$10 million”
2197 both times it appears and inserting the phrase “\$17 million” in its place.

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2198 (B) Subparagraph (B) is amended by striking the phrase “\$11.6 million in
2199 the Fund until September 30, 2020” and inserting the phrase “\$19.1 million in the Fund until
2200 September 30, 2021” in its place.

2201 (3) A new subsection (f) is added to read as follows:

2202 “(f) Notwithstanding any other provision of this section, \$12,039,659.91 of the amount to
2203 be received by the District in Fiscal Year 2021 in settlement of *District of Columbia v. Monsanto*
2204 *Co.*, Superior Court Case No. 2020 CA 002445 B, shall be deposited in the Fund and allocated as
2205 follows:

2206 “(1) \$7,339,659.91 shall be paid in attorney’s fees and costs to May Firm/EKM
2207 Association on PCBs for legal services received pursuant to Contract No. DCCB-2019-C-0008;
2208 and

2209 “(2) \$4,700,000 shall be used for the authorized purposes of the Fund pursuant to
2210 subsection (c) of this section.”.

2211 (b) Section 108c (D.C. Official Code § 1-301.88f) is amended as follows:

2212 (1) The section heading is amended by striking the phrase “reduction and violence
2213 interruption” and inserting the phrase “reduction, violence interruption, and assistance to victims
2214 of crime and other vulnerable residents” in its place.

2215 (2) Subsection (a) is amended by striking the phrase “reduction and violence
2216 interruption” and inserting the phrase “reduction, violence interruption, and assistance to victims
2217 of crime and other categories of vulnerable residents served by the Office of the Attorney
2218 General, including seniors, children, individuals protected from discrimination under the Human

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2219 Rights Act of 1977, effective December 13, 1977 (D.C. Law 2-38; D.C. Official Code § 2-
2220 1401.01 *et seq.*), and individuals previously involved in the criminal justice system” in its place.

2221 Sec. 3063. Applicability.

2222 This subtitle shall apply as of July 31, 2020.

2223 **SUBTITLE H. CHIEF OF POLICE TERM OF OFFICE**

2224 Sec. 3071. Short title.

2225 This subtitle may be cited as the “Chief of Police Term of Office Emergency Amendment
2226 Act of 2020”.

2227 Sec. 3072. Section 1 of An Act Relating to the Metropolitan police of the District of
2228 Columbia, approved February 28, 1901 (31 Stat. 819; D.C. Official Code § 5-105.01), is
2229 amended by adding a new subsection (e) to read as follows:

2230 “(e)(1) Effective May 2, 2017, the term of office for Chief of Police shall be 4 years,
2231 except that the Mayor may earlier terminate a Chief of Police with or without cause during that
2232 Chief of Police’s term of office.

2233 “(2) In the event a Chief of Police leaves office prior to the expiration of a 4-year
2234 term, the successor Chief nominated by the Mayor and confirmed by the Council shall serve a
2235 new 4-year term of office, subject to removal during that term by the Mayor in accordance with
2236 paragraph (1) of this subsection.”.

2237 **SUBTITLE I. MONSANTO SETTLEMENT ALLOCATION**

2238 Sec. 3081. Short title.

2239 This subtitle may be cited as the “Monsanto Settlement Emergency Act of 2020”.

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2240 Sec. 3082. Notwithstanding any other provision of law, the \$52 million to be received by
2241 the District in Fiscal Year 2021 in settlement of *District of Columbia v. Monsanto Co.*, Superior
2242 Court of the District of Columbia Case No. 2020 CA 002445 B, shall be recognized as revenue
2243 and allocated as follows:

2244 (1) \$7,339,659.91 shall be deposited in the Litigation Support Fund,
2245 established pursuant to section 106b of the Attorney General for the District of Columbia
2246 Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-
2247 160; D.C. Official Code § 1-301.86b) (“Litigation Support Fund”), to pay attorney’s fees and
2248 costs to May Firm/EKM Association on PCBs for legal services received pursuant to Contract
2249 No. DCCB-2019-C-0008;

2250 (2) \$4,700,000 shall be deposited into the Litigation Support Fund and
2251 used for the authorized purposes of that Fund; and

2252 (3) \$39,960,340.09 shall be deposited as local funds into the General Fund
2253 and shall be made available as set forth in the approved Fiscal Year 2021 Budget and Financial
2254 Plan.

2255 **SUBTITLE J. ETHICS ENFORCEMENT**

2256 Sec. 3091. Short title.

2257 This subtitle may be cited as the “Ethics Enforcement Emergency Amendment Act of
2258 2020”.

2259 Sec.3092. The Board of Ethics and Government Accountability Establishment and
2260 Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-
2261 124; D.C. Official Code § 1-1161.01 *et seq.*), is amended as follows:

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2262 (a) Section 215 (D.C. Official Code § 1-1162.15) is amended as follows:

2263 (1) Subsection (a) is amended as follows:

2264 (A) Paragraph (2) is amended by striking the phrase “the United States

2265 Attorney for the District of Columbia for enforcement or prosecution;” and inserting the phrase

2266 “the prosecutorial authority with jurisdiction for enforcement or prosecution; or” in its place.

2267 (B) Paragraph (3) is repealed.

2268 (2) Subsection (b) is amended to read as follows:

2269 “(b) The Board may refer information concerning an alleged violation of the Code of

2270 Conduct or of this title to the prosecutorial authority with jurisdiction for enforcement or

2271 prosecution after the presentation of evidence by the Director of Government Ethics to the Board

2272 as provided in section 212(b), 213(e), or 214(a).”.

2273 (b) Section 221 (D.C. Official Code § 1-1162.21) is amended as follows:

2274 (1) Subsection (b) is amended as follows:

2275 (A) Paragraph (1) is amended by striking the phrase “not more than

2276 \$25,000” and inserting the phrase “not more than \$5,000” in its place.

2277 (B) A new paragraph (1A) is added to read as follows:

2278 “(1A) The fine set forth in paragraph (1) of this subsection shall not be limited by

2279 section 101 of the Criminal Fine Proportionality Amendment Act of 2012, effective June 11,

2280 2013 (D.C. Law 19-317; D.C. Official Code § 22-3571.01).”.

2281 (C) Paragraph (2) is amended to read as follows:

2282 “(2) Prosecutions of violations of this subsection shall be brought by the Attorney

2283 General of the District of Columbia.”.

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2284 (D) A new paragraph (3) is added to read as follows:

2285 “(3) For the purposes of this subsection and section 222(a), violations of the
2286 following provisions of the Code of Conduct substantially threaten the public trust:

2287 “(A) Section 223; and

2288 “(B) Section 416 of the Procurement Practices Reform Act of 2010,
2289 effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-354.16).”.

2290 (2) Subsection (d) is amended by striking the phrase “the Board, the Attorney
2291 General of the District of Columbia, or of the United States Attorney for the District of
2292 Columbia” and inserting the phrase “the Board or the Attorney General of the District of
2293 Columbia” in its place.

2294 **TITLE IV. PUBLIC EDUCATION SYSTEMS**

2295 **SUBTITLE A. UNIFORM PER STUDENT FUNDING FORMULA INCREASE**

2296 Sec. 4001. Short title.

2297 This subtitle may be cited as the “Funding for Public Schools and Public Charter Schools
2298 Increase Emergency Amendment Act of 2020”.

2299 Sec. 4002. The Uniform Per Student Funding Formula for Public Schools and Public
2300 Charter Schools Act of 1998, effective March 26, 1999 (D.C. Law 12-207; D.C. Official Code §
2301 38-2901 *et seq.*), is amended as follows:

2302 (a) Section 104(a) (D.C. Official Code § 38-2903(a)) is amended by striking the phrase
2303 “\$10,980 per student for Fiscal Year 2020” and inserting the phrase “\$11,310 per student for
2304 Fiscal Year 2021” in its place.

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2305 (b) Section 105 (D.C. Official Code § 38-2904) is amended by striking the tabular array

2306 and inserting the following tabular array in its place:

“Grade Level	Weighting	Per Pupil Allocation in FY 2021
“Pre-Kindergarten 3	1.34	\$15,155
“Pre-Kindergarten 4	1.30	\$14,703
“Kindergarten	1.30	\$14,703
“Grades 1-5	1.00	\$11,310
“Grades 6-8	1.08	\$12,215
“Grades 9-12	1.22	\$13,798
“Alternative program	1.445	\$16,343
“Special education school	1.17	\$13,233
“Adult	0.89	\$10,066

2307

2308 (c) Section 106(c) (D.C. Official Code § 38-2905(c)) is amended to read as follows:

2309 “(c) The supplemental allocations shall be calculated by applying weightings to the

2310 foundation level as follows:

2311 “Special Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“Level 1: Special Education	Eight hours or less per school week of specialized services	0.97	\$10,971

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“Level 2: Special Education	More than 8 hours and less than or equal to 16 hours per school week of specialized services	1.20	\$13,572
“Level 3: Special Education	More than 16 hours and less than or equal to 24 hours per school week of specialized services	1.97	\$22,281
“Level 4: Special Education	More than 24 hours per school week of specialized services, which may include instruction in a self-contained (dedicated) special education school other than residential placement	3.49	\$39,472
“Special Education Compliance Funding	Weighting provided in addition to special education level add-on weightings on a per-student basis for special education compliance.	0.099	\$1,120
“Attorney’s Fees Supplement	Weighting provided in addition to special education level add-on weightings on a per-student basis for attorney’s fees.	0.089	\$1,007
“Residential	D.C. Public School or public charter school that provides students with room and board in a residential setting, in addition to their instructional program	1.67	\$18,888

2312

2313

“General Education Add-ons:

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“ELL	Additional funding for English Language Learners	0.49	\$5,542
“At-risk	Additional funding for students in foster care, who are homeless, on TANF or SNAP, or behind grade level	0.2256	\$2,552

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“Residential Add-ons:

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“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“Level 1: Special Education - Residential	Additional funding to support the after-hours level 1 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.37	\$4,185
“Level 2: Special Education - Residential	Additional funding to support the after-hours level 2 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	1.34	\$15,155
“Level 3: Special Education - Residential	Additional funding to support the after-hours level 3 special education needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.89	\$32,686
“Level 4: Special Education - Residential	Additional funding to support the after-hours level 4 special education needs of limited- and non-English-proficient students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	2.89	\$32,686
“LEP/NEP - Residential	Additional funding to support the after-hours limited- and non-English-proficiency needs of students living in a D.C. Public School or public charter school that provides students with room and board in a residential setting	0.668	\$7,555

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2317 “Special Education Add-ons for Students with Extended School Year (“ESY”) Indicated

2318 in Their Individualized Education Programs (“IEPs”):

“Level/ Program	Definition	Weighting	Per Pupil Supplemental Allocation FY 2021
“Special Education Level 1 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs.	0.063	\$713
“Special Education Level 2 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.227	\$2,567
“Special Education Level 3 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,553
“Special Education Level 4 ESY	Additional funding to support the summer school or program need for students who require ESY services in their IEPs	0.491	\$5,553

2319

2320 (d) Section 115 (D.C. Official Code § 38-2913) is amended by striking the phrase “Fiscal

2321 Year 2022” and inserting the phrase “Fiscal Year 2024” in its place.

2322 **SUBTITLE B. EDUCATION FACILITY COLOCATION**

2323 Sec. 4011. Short title.

2324 This subtitle may be cited as the “Education Facility Colocation Emergency Amendment

2325 Act of 2020”.

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2326 Sec. 4012. Section 3422 of the Public School and Public Charter School Facilities
2327 Sharing Act of 2002, effective October 1, 2002 (D.C. Law 14-190; D.C. Official Code § 38-
2328 1831.01), is amended as follows:

2329 (a) Subsection (a) is amended to read as follows:

2330 “(a) The District of Columbia Public Schools (“DCPS”) system may allow existing
2331 public charter schools that are chartered pursuant to the District of Columbia School Reform Act
2332 of 1995, approved April 26, 1996 (110 Stat. 1321-115; D.C. Official Code 38-1802.01 *et seq.*),
2333 to utilize space in DCPS facilities, for a period not greater than 15 years, where such facilities are
2334 currently or are projected to be underutilized.”.

2335 (b) Subsection (b) is amended as follows:

2336 (1) Paragraphs (1) and (2) are amended to read as follows:

2337 “(1) As payment for the space allocation, the public charter school shall pay to
2338 DCPS an amount agreeable to the charter school and DCPS.

2339 “(2) The amount of payment shall be agreed upon before relocation of any public
2340 charter school into a DCPS facility.”.

2341 (2) Paragraph (3) is repealed.

2342 (c) Subsection (c) is amended by striking the phrase “Board of Education shall” and
2343 inserting the phrase “Mayor may” in its place.

2344 (d) A new subsection (d) is added to read as follows:

2345 “(d)(1) There is established as a special fund the DCPS School Facility Colocation Fund
2346 (“Fund”), which shall be administered by DCPS in accordance with paragraph (3) of this
2347 subsection.

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2348 “(2) All payments received from public charter schools under this section shall be
2349 deposited in the Fund.

2350 “(3) Money in the Fund shall be used for the following purposes:

2351 “(A) To fund additional school programming, supplemental staff, special
2352 initiatives, and other activities and programs at DCPS schools in which charter schools are
2353 collocated; and

2354 “(B) For maintenance of, or improvements to, DCPS schools in which
2355 charter schools are collocated.

2356 “(4)(A) The money deposited into the Fund but not expended in a fiscal year shall
2357 not revert to the unassigned fund balance of the General Fund of the District of Columbia at the
2358 end of a fiscal year, or at any other time.

2359 “(B) Subject to authorization in an approved budget and financial plan,
2360 any funds appropriated in the Fund shall be continually available without regard to fiscal year
2361 limitation.”.

2362 (e) A new subsection (e) is added to read as follows:

2363 “(e) Any funds received by a DCPS school pursuant to this section shall be supplemental
2364 to any funds budgeted for the school from the Uniform Per Student Funding Formula or other
2365 fund source. A school’s school-based budget shall not be reduced based on funds received
2366 pursuant to this section.”.

2367 **SUBTITLE C. CHILD CARE GRANTS**

2368 Sec. 4021. Short title.

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2369 This subtitle may be cited as the “Grantmaking Authority to Expand Access to Quality
2370 Child Care Emergency Amendment Act of 2020”.

2371 Sec. 4022. Child care grantmaking authority.

2372 Section 3(b) of the State Education Office Establishment Act of 2000, effective October
2373 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)), is amended as follows:

2374 (a) Paragraph (30) is amended by striking the phrase “; and” and inserting a semicolon in
2375 its place.

2376 (b) Paragraph (31)(C) is amended by striking the period and inserting the phrase “; and”
2377 in its place.

2378 (c) A new paragraph (32) is added to read as follows:

2379 “(32) Have the authority to issue grants, from funds under its administration, to
2380 non-profit and community-based organizations to increase access to, the affordability of, and the
2381 quality of child care in the District.”.

2382 **SUBTITLE D. UNIVERSITY OF THE DISTRICT OF COLUMBIA**

2383 **FUNDRAISING MATCH**

2384 Sec. 4031. Short title.

2385 This subtitle may be cited as the “University of the District of Columbia Fundraising
2386 Match Emergency Act of 2020”.

2387 Sec. 4032. (a) In Fiscal Year 2021, of the funds allocated to the Non-Departmental
2388 agency, \$1, up to a maximum of \$1.5 million, shall be transferred to the University of the
2389 District of Columbia (“UDC”) to match dollar-for-dollar the amount UDC raises from private
2390 donations by April 1, 2021.

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2391 (b) Of the amount transferred to UDC pursuant to subsection (a) of this section, no less
2392 than one-third of the funds shall be deposited into UDC’s endowment fund.

2393 **SUBTITLE E. ADULT AND RESIDENTIAL PUBLIC CHARTER SCHOOL**
2394 **STABLIZATION**

2395 Sec. 4041. Short title.

2396 This subtitle may be cited as the “Adult and Residential Public Charter School Funding
2397 Stabilization Emergency Amendment Act of 2020”.

2398 Sec. 4042. Section 107b of the Uniform Per Student Funding Formula for Public Schools
2399 and Public Charter Schools and Tax Conformity Clarification Amendment Act of 1998, effective
2400 March 26, 1999 (D.C. Law 12-207; D.C. Official Code § 38-2906.02) is amended to add a new
2401 subsection (c-1) to read as follows:

2402 “(c-1)(1) Notwithstanding subsections (b), (c), (d), and (g) of this section, for School
2403 Year 2020-2021, each adult public charter school’s and each residential public charter school’s
2404 annual payment pursuant to the Funding Formula shall equal the total estimated costs for the
2405 number of District resident students projected to be enrolled in that public charter school during
2406 School Year 2020-2021, including the costs of all add-on components provided in sections 106
2407 and 106a, based on the school’s enrollment projections contained in the Mayor’s Fiscal Year
2408 2021 proposed budget, as modified pursuant to section 107(e).

2409 “(2)(A) The July 15 payment shall be 35% of a school’s annual payment.

2410 “(B) A school’s October 25, January 15, and April 15 payments
2411 shall each equal 1/3 of the school’s total remaining annual payment after the July 15 payment is
2412 made.”.

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2413 “(3) For the purposes of this subsection, the term:

2414 “(A) “Adult public charter school” means a public charter school that
2415 provides adult education as defined in section 102(1) of the Uniform Per Student Funding
2416 Formula for Public Schools and Public Charter Schools Act of 1998, effective March 26, 1999
2417 (D.C. Law 12-207; D.C. Official Code § 38-2901(1)).

2418 “(B) “Residential public charter school” means a public charter school
2419 that, during School Year 2019-2020, provided a majority of its students with room and board in a
2420 residential setting, in addition to their instructional program.”.

2421 **SUBTITLE F. SCHOOL FINANCIAL TRANSPARENCY**

2422 Sec. 4051. Short title.

2423 This subtitle may be cited as the “School Financial Transparency Emergency
2424 Amendment Act of 2020”.

2425 Sec. 4052. Section 201 of the Department of Education Establishment Act of 2007,
2426 effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-191), is amended as follows:

2427 (a) Subsection (b) is amended as follows:

2428 (1) Paragraph (8) is amended by striking the phrase “; and” and inserting a
2429 semicolon in its place.

2430 (2) Paragraph (9) is amended by striking the period and inserting the phrase “;
2431 and” in its place.

2432 (3) A new paragraph (10) is added to read as follows:

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2433 “(10)(A) By May 31, 2021, establish common financial reporting standards for
2434 the non-capital budgets and expenditures of District of Columbia Public Schools and public
2435 charter schools. The common financial reporting standards shall:

2436 “(i) Include categories for reporting budgets and expenditures for
2437 instructional staff, school administrators, instructional supports, educational materials, and non-
2438 educational administrative costs;

2439 “(ii) Permit meaningful and accurate budget and expenditure
2440 comparisons, including comparisons of budgets and expenditures for at-risk students, as defined
2441 in section 102(2A) of the Uniform Per Student Funding Formula for Public Schools and Public
2442 Charter Schools Act of 1998, October 1, 2002 (D.C. Law 12-207; D.C. Official Code § 38-
2443 2901(2A)), between all public schools and between all local education agencies;

2444 “(iii) Ensure full and accurate disclosure of administrative costs for
2445 each local education agency; and

2446 “(iv) Make it possible to collect comparable data by school
2447 campus.

2448 “(B) For the purposes of this paragraph, the term:

2449 “(i) “Local education agency” means the District of Columbia Public
2450 Schools system or any individual or group of public charter schools operating under a single
2451 charter.

2452 “(ii) “Public schools” includes public charter schools.”.

2453 (b) A new subsection (f) is added to read as follows:

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2454 “(f)(1) To support the establishment of common financial reporting standards required
2455 pursuant to subsection (b)(10) of this section, the Deputy Mayor for Education may issue grants
2456 not to exceed \$200,000, in Fiscal Year 2021.

2457 (2) Grants issued pursuant to this subsection shall be administered pursuant to the
2458 requirements set forth in the Grant Administration Act of 2013, effective December 24, 2013
2459 (D.C. Law 20-61; D.C. Official Code § 1-328.11 *et seq.*)”.

2460 Sec. 4053. Section 3(b) of the State Education Office Establishment Act of 2000,
2461 effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)), is amended by
2462 adding a new paragraph (3A) to read as follows:

2463 “(3A) Beginning in May 2024, and annually thereafter, electronically publish for
2464 each public school and public charter school the previous school year’s expenditures, based on
2465 the common financial reporting standards established by the Department of Education pursuant
2466 to section 201(b)(10) of the Department of Education Establishment Act of 2007, effective
2467 November 13, 2003 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(10)), in a manner that
2468 permits the public to easily compare expenditures between individual schools and between local
2469 education agencies.”.

2470 Sec. 4054. Section 6 of the Board of Education Continuity and Transition Amendment
2471 Act of 2004, effective March 21, 2009 (D.C. Law 15-211; D.C. Official Code § 38-2831), is
2472 amended as follows:

2473 (a) Subsection (b) is amended as follows:

2474 (1) Paragraph (1) is amended to read as follows:

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2475 “(1) All funds budgeted for each school, including a summary statement or table
2476 of the local-funds budget for each school, by revenue source for activities and service levels, and
2477 by revenue source for comptroller source group by activities and service levels;”

2478 (2) Paragraph (2) is amended by striking the phrase “; and” and inserting a
2479 semicolon in its place.

2480 (3) Paragraph (3)(B) is amended by striking the period and inserting a semicolon
2481 in its place.

2482 (4) New paragraphs (4) and (5) are added to read as follows:

2483 “(4) The methodology used to determine each school’s local funding; and

2484 “(5) For each school’s individual budget, a separate budget line item for funding
2485 allocated to at-risk students, as defined in section 102(2A) of the Uniform Per Student Funding
2486 Formula for Public Schools and Public Charter Schools Act of 1998, October 1, 2002 (D.C. Law
2487 12-207; D.C. Official Code § 38-2901(2A)), as coded in the District’s current official financial
2488 system of record.”.

2489 (b) A new subsection (g) is added to read as follows:

2490 “(g) By December 1, 2023, and annually thereafter, the Mayor shall transmit a report of
2491 the previous school year’s actual expenditures, for each school, to the Office of the State
2492 Superintendent of Education. The report shall conform to the common financial reporting
2493 standards established by the Department of Education pursuant to section 201(b)(10) of the
2494 Department of Education Establishment Act of 2007, effective November 13, 2003 (D.C. Law
2495 13-176; D.C. Official Code § 38-2602(b)(10)).”.

2496 (b) A new section 6a is added to read as follows:

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2497 “Sec. 6a. District of Columbia Public Schools school-level budget model.

2498 “(c) As part of the District of Columbia Public Schools’ (“DCPS”) regular multi-year
2499 strategic planning and goal setting, DCPS shall include, and make publicly available, an analysis
2500 of the model used to determine school-level budgets for DCPS schools. The analysis shall
2501 include the following:

2502 (1) A summary of DCPS costs, including personnel costs;

2503 (2) Research in education and education finance;

2504 (3) A discussion of budget alignment with DCPS priorities; and

2505 (4) Recommendations for changes, if applicable.”.

2506 Sec. 4055. Section 106a of the Uniform Per Student Funding Formula for Public Schools
2507 and Public Charter Schools Amendment Act of 1998, effective March 26, 1999 (D.C. Law 12-
2508 270; D.C. Official Code § 38-2905.01), is amended by adding a new subsection (d) to read as
2509 follows:

2510 “(d) Beginning December 31, 2023, and annually thereafter, every local education agency
2511 that is allocated funds pursuant to this section shall provide OSSE with data related to
2512 expenditures of such funds consistent with reporting standards established by the Department of
2513 Education pursuant to section 201(b)(10) of the Department of Education Establishment Act of
2514 2007, effective November 13, 2003 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(10)).”.

2515 Sec. 4056. The District of Columbia School Reform Act of 1995, approved April 26,
2516 1996 (110 Stat. 1321; D.C. Official Code § 38-1802.01 *et seq.*), is amended as follows:

2517 (a) Section 2204(c) (D.C. Official Code § 38-1802.04(c)), is amended by adding a new
2518 paragraph (22) to read as follows:

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2519 “(22) *School expenditures and budgets.* — (A) Beginning July 29, 2022, and
2520 annually thereafter, the Board of Trustees of each public charter school shall prepare and submit
2521 to the Public Charter School Board and OSSE, for each campus under its control, the following
2522 data:

2523 “(i) Actual expenditures for the prior school year;

2524 “(ii) The current school year’s budget; and

2525 “(iii) A draft budget for the following school year.

2526 “(B) The data submitted pursuant to subparagraph (A) of this paragraph
2527 shall conform to the common financial reporting standards established by the Department of
2528 Education pursuant to section 201(b)(10) of the Department of Education Establishment Act of
2529 2007, effective November 13, 2003 (D.C. Law 13-176; D.C. Official Code § 38-2602(b)(10)).

2530 “(C) The Public Charter School Board shall electronically publish the data
2531 it receives pursuant to subparagraph (A) of this paragraph in a uniform manner for each school
2532 by November 1 each year.”.

2533 (b) Section 2205 (D.C. Official Code § 38-1802.05) is amended by adding a new
2534 subsection (e) to read as follows:

2535 “(e) *Open meetings.* — All meetings of a Board of Trustees shall be subject to
2536 the requirements of the Open Meetings Amendment Act of 2010, effective March 31, 2011 (D.C.
2537 Law 18-614; D.C. Official Code § 2-571 *et seq.*)”.

2538 Sec. 4057. The Open Meetings Amendment Act of 2010, effective March 31, 2011 (D.C.
2539 Law 18-614; D.C. Official Code § 2-571 *et seq.*), is amended as follows:

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2540 (a) Section 404(3) (D.C. Law 18-350; D.C. Official Code § 2-574(3)) is amended as
2541 follows:

2542 (1) The lead-in language is amended by striking the phrase “agency, or” and
2543 inserting the phrase “agency, the board of trustees of a public charter school, or” in its place.

2544 (2) Subparagraph (C) is repealed.

2545 (b) Section 405(b) (D.C. Official Code § 2-575(b)) is amended as follows:

2546 (1) Paragraph (10) is amended by striking the semicolon and inserting the phrase
2547 “, or of public charter school personnel, where the public body is the board of trustees of a public
2548 charter school;” in its place.

2549 (2) Paragraph (13) is amended by striking the phrase “; and” and inserting a
2550 semicolon in its place.

2551 (3) Paragraph (14) is amended by striking the period and inserting a semicolon in
2552 its place.

2553 (4) New paragraphs (15) and (16) are added to read as follows:

2554 “(15) To discuss matters involving personally identifiable information of students;
2555 and

2556 “(16) When the public body is the board of trustees for a public charter school:

2557 “(A) To discuss information related to the operation of a public charter
2558 school; provided, that a meeting may not be closed to discuss matters related to the approval of
2559 the public charter school’s annual budget or matters related to whether to open or close a public
2560 charter school or campus or to expand the public charter school’s program; or

2561 “(B) To meet with the staff of an eligible chartering authority.”.

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2562 (c) Section 406(3) (D.C. Official Code § 2-576(3)) is amended by striking the phrase
2563 “subsection, notice” and inserting the phrase “except for boards of trustees for public charter
2564 schools,” in its place.

2565 (d) Section 408(b)(1) (D.C. Official Code § 2-578(b)(1)) is amended by striking the
2566 period and inserting the phrase “, or in the case of a board of trustees for a public charter school,
2567 no later than 30 business days after the meeting.”.

2568 **SUBTITLE G. HEALTHY SCHOOLS FUND RESTORATION**

2569 Sec. 4061. Short title.

2570 This subtitle may be cited as the “Healthy Schools Fund Restoration Emergency
2571 Amendment Act of 2020”.

2572 Sec. 4062. Section 102(f) of the Healthy Schools Act of 2010, effective July 27, 2010
2573 (D.C. Law 18-209; D.C. Official Code § 38-821.02(f), is amended by striking the
2574 phrase “Beginning on October 1, 2019, an amount of \$5,110,000” and inserting
2575 the phrase “Beginning on October 1, 2020, an amount of \$5,590,000” in its place.

2576 **SUBTITLE H. WILKINSON SCHOOL DISPOSITION PROCESS**

2577 Sec. 4071. Short title.

2578 This subtitle may be cited as the “Wilkinson School Disposition Process Emergency
2579 Amendment Act of 2020”.

2580 Sec. 4072. Section 2209(b)(1) of the District of Columbia School Reform Act of 1995,
2581 approved April 26, 1996 (110 Stat. 1321-125; D.C. Official Code § 38-1802.09(b)(1)), is
2582 amended by adding a new subparagraph (B-ii) to read as follows:

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2583 “(B-ii) Notwithstanding subparagraph (A) of this paragraph, the Mayor
2584 may give the right of first offer to purchase, lease, or otherwise use the former Wilkinson
2585 Elementary School building to:

2586 “(I) A charter school facility incubator that leased the former
2587 Birney Elementary School Building as of October 1, 2020;

2588 “(II) A public charter school that occupied all, or a portion of, the
2589 former Birney Elementary School building as of October 1, 2020.”.

2590 Sec. 4073. Section 1 of An Act Authorizing the sale of certain real estate in the District of
2591 Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C.
2592 Official Code § D.C. Code § 10-801), is amended as follows:

2593 (a) Subsection (a)(1) is amended by striking the number “20” and inserting the number
2594 “15” in its place.

2595 (b) A new subsection (b-6) is added to read as follows:

2596 “(b-6)(1) Notwithstanding subsections (a-1)(4) and (b-2) of this section, for the
2597 disposition of the former Wilkinson Elementary School in Ward 8 (“Wilkinson real property”),
2598 the Mayor shall hold at least one public hearing on the finding that the Wilkinson real property is
2599 no longer required for public purposes and to obtain community input on the proposed
2600 disposition of the Wilkinson real property before submitting the proposed surplus resolution and
2601 proposed disposition resolution to the Council pursuant to this section.

2602 “(2) The hearing required by paragraph (1) of this subsection shall be held at an
2603 accessible evening or weekend time and in an accessible location in the vicinity of the Wilkinson
2604 real property. The Mayor shall provide at least 30 days written notice of the hearing to the

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2605 affected Advisory Neighborhood Commission and publish notice of the hearing in the District of
2606 Columbia Register at least 15 days before the hearing.”.

2607 **SUBTITLE I. ACADEMIC MIDDLE MENTORING INITIATIVE**

2608 Sec. 4081. Short title.

2609 This subtitle may be cited as the “Academic Middle Mentoring Initiative Emergency Act
2610 of 2020”.

2611 Sec. 4082. In Fiscal Year 2021, the Office of the State Superintendent of Education shall
2612 award, on a competitive basis, a grant of \$200,000 to support a mentoring program that mentors
2613 low-income high school students and low-income, first generation college students in the
2614 academic middle, who are enrolled in or who graduated from a District public or public charter
2615 school, to provide the students with the skills and experiences needed to successfully complete
2616 college and excel in the workforce.

2617 **SUBTITLE J. TRUANCY PREVENTION AND LITERACY PILOT FUNDING**
2618 **EXTENSION**

2619 Sec. 4091. Short title.

2620 This subtitle may be cited as the “Truancy Prevention and Literacy Pilot Funding
2621 Extension Emergency Amendment Act of 2020”.

2622 Sec. 4092. Section 403(g) of the Community Schools Incentive Act of 2012, effective
2623 June 19, 2012 (D.C. Law 19-142; D.C. Official Code § 38-754.03(g)) is amended by adding a
2624 new paragraph (4) to read as follows:

2625 “(4) Any funds awarded pursuant to paragraph (1) of this subsection but not
2626 expended in Fiscal Year 2020 shall be available to the grant recipients until September 30, 2021.

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2627 **SUBTITLE K. DCPS AUTHORITY FOR SCHOOL SECURITY**

2628 Sec. 4101. This subtitle may be cited as the “DCPS Authority for School Security
2629 Emergency Amendment Act of 2020”.

2630 Sec. 4102. The School Safety and Security Contracting Procedures Act of 2004, effective
2631 April 13, 2005 (D.C. Law 15-350; D.C. Official Code § 5-132.01 *et seq.*), is amended as follows:

2632 (a) Section 101 (D.C. Official Code § 5-132.01) is amended as follows:

2633 (1) A new paragraph (1B) is added to read as follows:

2634 “(1B) “MOA” means the Memorandum of Agreement into which DCPS and
2635 MPD enter pursuant to section 104.”.

2636 (2) Paragraph (4) is repealed.

2637 (3) Paragraph (5) is amended to read as follows:

2638 “(5) “School security personnel” means individuals, including unarmed security
2639 guards, that DCPS hires or contracts to support safety in DCPS schools.”.

2640 (4) A new paragraph (5A) is added to read as follows:

2641 “(5A) “Security-related contract” means any contract to provide physical or
2642 personal security services, including school security personnel, at DCPS schools.”.

2643 (5) Paragraph (6) is repealed.

2644 (b) Section 102 (D.C. Official Code § 5-132.02) is amended as follows:

2645 (1) Subsection (a) is amended by striking the phrase “security for the District of
2646 Columbia Public Schools” and inserting the phrase “school resource officers to the DCPS
2647 schools and public charter schools” in its place.

2648 (2) Subsection (c) is amended to read as follows:

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2649 “(c) The School Safety Division shall:

2650 “(1) Hire and train school resource officers;

2651 “(2) Deploy school resource officers to:

2652 “(A) DCPS schools, consistent with the terms of the MOA; and

2653 “(B) Public charter schools;

2654 “(3) Coordinate with DCPS and public charter schools regarding the use and
2655 sharing of resources and communications between MPD and school-specific safety teams; and

2656 “(4) Provide recommendations to the Mayor, Council, and the DCPS Chancellor
2657 regarding the impact of school closings, consolidations, grade reconfigurations, use of swing
2658 space during school reconstruction, and gang and crew violence on the safety and well-being of
2659 children.”.

2660 (c) Section 103 (D.C. Official Code § 5-132.03) is amended as follows:

2661 (1) The section heading is amended by striking the phrase “security personnel”
2662 and inserting the phrase “resource officers” in its place.

2663 (2) The lead-in language is amended by striking the phrase “security personnel
2664 providing security for DCPS” and inserting the phrase “resource officers” in its place.

2665 (3) Paragraph (7) is amended by striking the phrase “laws and regulations,
2666 including Board of Education regulations” and inserting the phrase “laws and regulations” in its
2667 place.

2668 (4) Paragraph (8) is amended by striking the phrase “security personnel” and
2669 inserting the phrase “resource officers” in its place.

2670 (d) New sections 103a and 103b are added to read as follows:

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2671 “Sec. 103a. DCPS responsibilities for school security.

2672 “(a) DCPS shall be responsible for school security personnel within DCPS schools, and

2673 shall:

2674 “(1) Oversee the hiring or contracting of school security personnel for DCPS;

2675 “(2) Deploy school security personnel to DCPS schools;

2676 “(3) Provide oversight over school security personnel and be responsible for
2677 administering all disciplinary actions related to school security personnel, including termination;

2678 “(4) Execute, approve, administer, monitor, and provide oversight over any
2679 security-related contract for school security personnel; and

2680 “(5) Create and implement school building security and emergency operations
2681 plans, in consultation with MPD and the Homeland Security and Emergency Management
2682 Agency.

2683 “Sec. 103b. Training for school security personnel.

2684 “(a) For the school year beginning in 2020, DCPS may use the training curriculum
2685 adopted by MPD pursuant to section 103 to train its school security personnel.

2686 “(b) By the start of the school year beginning in 2021, DCPS shall adopt a school security
2687 personnel training curriculum based on the positive youth development philosophy. The
2688 curriculum shall focus on training supervisory and on-site personnel to provide security services
2689 responsive and appropriate to the student, staff, and family populations at each school building.

2690 At a minimum, the curriculum shall include training in the following areas, developed with
2691 advice from appropriate other District agencies:

2692 “(1) Child and adolescent development;

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- 2693 “(2) Effective communication skills;
- 2694 “(3) Behavior management;
- 2695 “(4) Conflict resolution, including restorative justice practices;
- 2696 “(5) De-escalation techniques;
- 2697 “(6) Behavioral health issues for youth and families;
- 2698 “(7) Child sexual abuse and gender-based violence prevention, identification, and
- 2699 response;
- 2700 “(8) Availability of social services for youth;
- 2701 “(9) District of Columbia laws and regulations;
- 2702 “(10) Constitutional standards for searches and seizures conducted by school
- 2703 security personnel on school grounds; and
- 2704 “(11) Violence prevention, including gang and crew dynamics.”.
- 2705 (e) Section 104 (D.C. Official Code § 5-132.04) is amended to read as follows:
- 2706 “Sec. 104. Coordination of school security efforts between DCPS and MPD.
- 2707 “Within 20 days after the effective date of the Fiscal Year 2020 Revised Local Budget
- 2708 Emergency Amendment Act of 2020, as introduced on May 18, 2020 (Bill 23-763), DCPS and
- 2709 MPD shall enter into an MOA for the purpose of coordinating the agencies’ respective security
- 2710 obligations at DCPS schools. The MOA shall:
- 2711 “(1) Reflect DCPS’s role as the administrator of any security-related contract;
- 2712 “(2) Include provisions for effectuating the transfer of any personnel, property,
- 2713 funds, or records necessary to transfer responsibility for any existing security-related contract
- 2714 from MPD to DCPS;

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2715 “(3) Delineate lines of authority, supervision, and communication between MPD
2716 and DCPS, including how school resource officers deployed at each school will provide security
2717 in coordination with the school’s principal and school security personnel; provided, that during
2718 emergencies, incident command shall be consistent with the District of Columbia response plan,
2719 as defined by section 2(1A) of the District of Columbia Public Emergency Act of 1980, effective
2720 March 5, 1981 (D.C. Law 3-149; D.C. Official Code § 7-2301(1A));

2721 “(4) Include a process for resolving disagreements between DCPS and MPD at all
2722 levels; and

2723 “(5) Provide for MPD advice and consultation on DCPS school building security
2724 and emergency operations plans.”.

2725 (f) Section 105 (D.C. Official Code § 5-132.05) is amended to read as follows:

2726 “Sec. 105. Authority to issue RFPs for school security-related contracts.

2727 “(a)(1) Beginning on the effective date of the Fiscal Year 2020 Revised Local Budget
2728 Emergency Amendment Act of 2020, as introduced on May 18, 2020 (Bill 23-763), DCPS shall
2729 be responsible for administering and funding any security-related contract effective during the
2730 2020-2021 school year.

2731 “(2) MPD shall transfer to DCPS all personnel, property, funds, or records
2732 necessary for DCPS to administer and fund any security-related contract effective during the
2733 2020-2021 school year.

2734 “(b) Responsibility for the issuance of a Request for Proposals (“RFP”) for any security-
2735 related contract for DCPS for a contract term to begin June 30, 2021, or later shall transfer from
2736 the MPD to DCPS as of the effective date of the Fiscal Year 2020 Revised Local Budget

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2737 Emergency Act of 2020, as introduced on May 18, 2020 (Bill 23-763). DCPS shall be
2738 responsible for awarding, executing, administering, and funding a contract resulting from an RFP
2739 issued under this subsection.”.

2740 **TITLE V. HUMAN SUPPORT SERVICES**

2741 **SUBTITLE A. MEDICAID HOSPITAL SUPPLEMENTAL AND DIRECTED**
2742 **PAYMENTS**

2743 Sec. 5001. Short title.

2744 This subtitle may be cited as the “Medicaid Hospital Supplemental and Directed
2745 Payments Emergency Amendment Act of 2020”.

2746 Sec. 5002. The Medicaid Hospital Outpatient Supplemental Payment Act of 2017,
2747 effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 44-664.01 *et seq.*), is
2748 amended as follows:

2749 (a) Section 5062(5) (D.C. Official Code § 44-664.01(5)) is amended by striking the
2750 phrase “September 30 of the period 3 fiscal years prior to the fiscal year the fee is assessed” and
2751 inserting the phrase “September 30, 2018” in its place.

2752 (b) Section 5063(c)(1) (D.C. Official Code § 44-664.02(c)(1)) is amended by striking the
2753 semicolon and inserting the phrase “, either directly or through payments to managed care
2754 organizations;” in its place.

2755 (c) Section 5064(a)(1) and (2) (D.C. Official Code § 44-664.03(a)(1) and (2)) is amended
2756 to read as follows:

2757 “(1) An amount equal to the non-federal share of the total available spending
2758 room under the outpatient Medicaid upper payment limit for private hospitals applicable to

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2759 District Fiscal Year 2020, consistent with requirements and approvals from the United States

2760 Department of Health and Human Services, Center for Medicaid or Medicare Services; plus

2761 “(2) An amount equal to the non-federal share of the total available spending

2762 room under the outpatient Medicaid upper payment limit for District operated hospitals

2763 applicable to District Fiscal Year 2020, consistent with the federal approval of the authorizing

2764 Medicaid State Plan amendment or associated templates and other authorities; plus”.

2765 (d) Section 5065(a) (D.C. Official Code § 44-664.04(a)) is amended by striking the

2766 phrase “the Centers for Medicare and Medicaid Services approves the Medicaid State Plan

2767 amendment” and inserting the phrase “the District obtains approvals required by the Centers for

2768 Medicare and Medicaid Services for” in its place.

2769 (e) Section 5066 (D.C. Official Code § 44-664.05) is amended to read as follows:

2770 “Sec. 5066. Medicaid outpatient hospital access payments; payments to MCOs.

2771 “(a) For visits and services beginning October 1, 2020, the District shall pay managed

2772 care organizations (“MCOs”) at a rate sufficient to support payments to hospitals located in the

2773 District for outpatient services at a rate that is not less than 130% of the District Fiscal Year 2020

2774 fee-for-service base rate and shall direct MCOs to pay such rate to their participating hospitals

2775 located in the District for such services.

2776 “(b) No payment shall be made under this section until such time that the Centers for

2777 Medicare and Medicaid Services approves the Medicaid State Plan amendment, associated

2778 template, and other authorities authorizing the Medicaid payments described in this section.

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2779 “(c) The Medicaid payment methodologies authorized under this section shall not be
2780 altered unless such alteration is necessary to gain approval from the Centers for Medicare and
2781 Medicaid Services.”.

2782 Sec. 5003. Section 5013(a) of the Medicaid Hospital Inpatient Rate Supplement Act of
2783 2017, effective December 13, 2017 (D.C. Law 22-33; D.C. Official Code § 44-664.13(a)), is
2784 amended to read as follows:

2785 “(a)(1) Beginning October 1, 2020, and except as provided in subsection (b) of this
2786 section and section 5087, the District, through the Office of Tax and Revenue, may charge each
2787 hospital a fee based on its inpatient net patient revenue.

2788 “(2) The fee shall be charged at a uniform rate necessary to generate no more than
2789 \$8,454,038 to support inpatient Medicaid Fee-for-Service and managed care rates at the District
2790 Fiscal Year 2015 level of not less than 98% of cost to non-specialty hospitals.

2791 “(3) The fee collected pursuant to this section shall be deposited in the Hospital
2792 Fund, established by section 5083.”.

2793 **SUBTITLE B. MEDICAL MARIJUANA PROGRAM ADMINISTRATION**

2794 Sec. 5011. Short title.

2795 This subtitle may be cited as the “Medical Marijuana Program Administration
2796 Emergency Amendment Act of 2020”.

2797 Sec. 5012. The Legalization of Marijuana for Medical Treatment Initiative of 1998,
2798 effective February 25, 2010 (D.C. Law 13-315; D.C. Official Code § 7-1671.01 *et seq.*), is
2799 amended as follows:

2800 (a) Section 2 (D.C. Official Code § 7-1761.01), is amended as follows:

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2801 (1) Paragraphs (1), (1A), and (1B) are redesignated as paragraphs (1B), (1C), and
2802 (1D), respectively.

2803 (2) New paragraphs (1) and (1A) are added to read as follows:

2804 “(1) “ABRA” means the Alcoholic Beverage Regulation Administration.

2805 “(1A) “ABC Board” means the Alcoholic Beverage Control Board.”.

2806 (3) Paragraph (3)(B) is amended by striking the phrase “with the Department” and
2807 inserting the phrase “with ABRA” in its place.

2808 (4) Paragraph (5) is amended by striking the phrase “with the Mayor” and
2809 inserting the phrase “with ABRA” in its place.

2810 (5) Paragraph (6) is repealed.

2811 (6) Paragraph (7) is amended by striking the phrase “with the Mayor” and
2812 inserting the phrase “with ABRA” in its place.

2813 (7) Paragraph (19) is amended by striking the phrase “if the Department” and
2814 inserting the phrase “if ABRA” in its place.

2815 (8) Paragraph (21) is amended by striking the phrase “by the Department” and
2816 inserting the phrase “by ABRA” in its place.

2817 (b) Section 3 (D.C. Official Code § 7-1671.02) is amended as follows:

2818 (1) Subsection (c)(1)(B) is amended by striking the phrase “with the Mayor” and
2819 inserting the phrase “with ABRA” in its place.

2820 (2) Subsection (d) is amended by striking the phrase “with the Mayor” and
2821 inserting the phrase “with ABRA” in its place.

2822 (c) Section 5(b)(2) (D.C. Official Code § 7-1671.04(b)(2)) is amended by striking the

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2823 phrase “by the Mayor” and inserting the phrase “by ABRA” in its place.

2824 (d) Section 6 (D.C. Official Code §7-1671.05) is amended as follows:

2825 (1) The lead-in text is amended by striking the phrase “be administered by the
2826 Mayor and shall”.

2827 (2) Paragraph (1)(A) is amended by striking the phrase “with the Department” and
2828 inserting the phrase “with ABRA” in its place.

2829 (3) Paragraph (4)(A) is amended as follows:

2830 (A) Subparagraph (iv) is amended by striking the phrase “by the
2831 Department” and inserting the phrase “by the ABC Board” in its place.

2832 (B) Subparagraph (v) is amended by striking the phrase “by the Mayor”
2833 and inserting the phrase “by ABRA” in its place.

2834 (4) Paragraph (5A) is amended as follows:

2835 (A) The lead-in text is amended by striking the phrase “by the
2836 Department” and inserting the phrase “by the ABC Board” in its place.

2837 (B) Paragraph (D) is amended by striking the phrase “by the Department”
2838 and inserting the phrase “by the ABC Board” in its place.

2839 (5) Paragraph (5B)(D) is amended by striking the phrase “that the Department”
2840 and inserting the phrase “that ABRA” in its place.

2841 (6) Paragraph (7) is amended by striking the phrase “if the Mayor determines”
2842 and inserting the phrase “if the ABC Board determines” in its place.

2843 (7) Paragraph (10)(A) is amended by striking the phrase “apply to the Mayor” and
2844 inserting the phrase “apply to the ABC Board” in its place.

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2845 (8) Paragraph (14) is amended by striking the phrase “notify the Department” and
2846 inserting the phrase “notify ABRA” in its place.

2847 (e) Section 7 (D.C. Official Code § 7-1671.06) is amended as follows:

2848 (1) Subsection (d) is amended as follows:

2849 (A) Paragraph (1) is amended by striking the phrase “with the Mayor” and
2850 inserting the phrase “with ABRA” in its place.

2851 (B) Paragraph (3)(A) is amended by striking the phrase “determined by
2852 rulemaking” and inserting the phrase “determined by the Mayor by rules issued in accordance
2853 with section 14” in its place.

2854 (C) Paragraph (4) is amended by striking the phrase “the Mayor” and
2855 inserting the phrase “the ABC Board” in its place.

2856 (D) Paragraph (5) is amended to read as follows:

2857 “(5)(A) An application for registration of a dispensary, cultivation center, or
2858 testing laboratory submitted by a medical cannabis certified business enterprise, or applicant
2859 eligible to be a medical cannabis certified business enterprise, shall be awarded a preference
2860 point equal to 50 points or 20% of the available points, whichever is more.

2861 “(B) A medical cannabis certified enterprise shall:

2862 “(i) Have one or more owners who are economically
2863 disadvantaged individuals and who are District residents and individually or collectively own at
2864 least 60% of the licensed business enterprise;

2865 “(ii) Have one or more owners whose income does not exceed
2866 \$349,999, who are residents of the District, and whose net worth, excluding the value of their

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2867 residence, does not exceed \$1 million, and individually or collectively own at least 60% of the
2868 licensed business enterprise;

2869 “(iii) Have a chief executive officer and its highest-level
2870 managerial employees perform their managerial functions in a principal office located in the
2871 District;

2872 “(iv) Have at least 50% of its employees be residents of the
2873 District;

2874 “(v) Have at least 50% of its contractors be residents of the
2875 District; and

2876 “(vi) Have at least 80% of the assets of the certified business
2877 enterprise, including bank accounts, be in the District.

2878 “(C) An applicant seeking to qualify as a medical cannabis certified
2879 business enterprise shall submit with the application for registration of a dispensary, cultivation
2880 center, or testing laboratory, an affidavit attesting to:

2881 “(i) The number of owners of the applicant who are economically
2882 disadvantaged individuals;

2883 “(ii) The ownership interest of any owners of the applicant who are
2884 economically disadvantaged individuals;

2885 “(iii) The number of employees of the applicant who are
2886 economically disadvantaged individuals; and

2887 “(iv) The number of contractors of the applicant who are
2888 economically disadvantaged individuals.”.

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2889 “(D) For the purpose of this paragraph, the term:

2890 “(i) “Economically disadvantaged individual” shall have the same
2891 meaning as set forth in section 2302(7) of the Small and Certified Business Enterprise
2892 Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C.
2893 Official Code § 2-218.02(7)).

2894 “(ii) “Medical cannabis certified business enterprise” means a
2895 certified business enterprise, as that term is defined in section 2302(1D) of the Small and
2896 Certified Business Enterprise Development and Assistance Act of 2005, effective October 20,
2897 2005; (D.C. Official Code § 2-218.02(1D)), that operates a medical cannabis business as a
2898 dispensary, cultivation center, or testing laboratory.”.

2899 (2) Subsection (e)(3) is amended by striking the phrase “that the Mayor may
2900 allow” and inserting the phrase “that the ABC Board may allow” in its place.

2901 (3) Subsection (g-2) is amended by striking the phrase “the Mayor” and inserting
2902 the phrase “the ABC Board” in its place.

2903 (4) Subsection (g-3) is amended by striking the phrase “the Mayor” and inserting
2904 the phrase “the ABC Board” in its place.

2905 (5) Subsection (j) is amended by striking the phrase “the Mayor” and inserting the
2906 phrase “the ABC Board” in its place.

2907 (f) Section 8(a) (D.C. Official Code § 7-1671.07) is amended by striking the phrase “to
2908 the Department” and inserting the phrase “to ABRA” in its place.

2909 (g) Section 14 (D.C. Official Code § 7-1671.13) is amended by adding a new subsection
2910 (a-) to read as follows:

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2911 “(a-1) Pursuant to the transfer of functions of the Department of Health to ABRA by D.C.
2912 Official Code § 25-204.02, the Mayor shall issue rules in accordance with subsection (b) of this
2913 section, which rules shall allow registered dispensaries to provide medical marijuana to
2914 qualifying patient through delivery, curbside pickup and at-the-door options.”.

2915 (h) A new section 9a is added to read as follows:

2916 “Sec. 9a. Medical Cannabis Administration Fund.

2917 “(a) There is established as a special fund the Medical Cannabis Administration Fund
2918 (“Fund”), which shall be administered by ABRA in accordance with subsection (c) of this
2919 section.

2920 “(b) All funds received from medical cannabis licensing, permitting, and registration fees
2921 shall be deposited into the Fund.

2922 “(c) Money deposited in the Fund shall be used by ABRA for the purpose of
2923 administering the medical marijuana program.

2924 “(d)(1) The money deposited into the Fund shall not revert to the unrestricted fund
2925 balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any
2926 other time.

2927 “(2) Subject to authorization in an approved budget and financial plan, any funds
2928 appropriated in the Fund shall be continually available without regard to fiscal year limitation.

2929 “(e) Funds received from penalties and fines imposed under section 9 shall be credited to
2930 the unassigned fund balance of the General Fund of the District of Columbia.”.

2931 Sec. 5013. Chapter 2 of Title 25 of the District of Columbia Official Code is amended as
2932 follows:

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2933 (a) The table of contents is amended by adding a new section designation to read as
2934 follows:

2935 “§ 25-204.02. Medical marijuana program; transfer of functions of the Department of
2936 Health.”.

2937 (b) A new section 25-204.02 is added to read as follows:

2938 “§ 25-204.02. Medical marijuana program; transfer of functions of the Department of
2939 Health.

2940 “(a) The Board and ABRA shall be responsible for carrying out the responsibilities
2941 assigned to them by the Legalization of Marijuana for Medical Treatment Initiative of 1998,
2942 effective February 25, 2010 (D.C. Law 13-315; D.C. Official Code § 7-1671.01 *et seq.*)
2943 (“Medical Marijuana Act”), and for any responsibilities of the Mayor under the Medical
2944 Marijuana Act that the Mayor delegates to the Board or ABRA.

2945 “(b)(1) Except as provided in paragraph (2) of this subsection, all personal property,
2946 assets, records, including both electronic and physical files, licensing agreements, and contracts,
2947 equipment, computer software, obligations, and unexpended balances of appropriations,
2948 allocations, assets, and liabilities, and other funds available or to be made available relating to
2949 the powers, duties, functions, operations, and administration by the Department of Health of the
2950 medical marijuana program pursuant to the Legalization of Marijuana for Medical Treatment
2951 Initiative of 1998, effective February 25, 2010 (D.C. Law 13-315; D.C. Official Code § 7-
2952 1671.01 *et seq.*), as of September 30, 2020, are transferred to ABRA.

2953 “(2) This subsection shall not apply to the personal property, assets, records,
2954 including both electronic and physical files, licensing agreements, and contracts, equipment,

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2955 computer software, obligations, and unexpended balances of appropriations, allocations, assets,
2956 and liabilities, and other funds available or to be made available relating to the powers, duties,
2957 functions, operations, and administration by the Department of Health of the medical marijuana
2958 program that are within the purview of the Board of Medicine, Board of Nursing, or Board of
2959 Dentistry.

2960 “(c) All rules, orders, obligations, determinations, contracts, agreements, and
2961 understandings of the Department of Health pertaining to the medical marijuana program shall
2962 remain in effect until such time as they may be lawfully amended, modified, or repealed.

2963 “(d) ABRA shall coordinate with the Department of Health regarding the transition of the
2964 administration of the medical marijuana program to ABRA.

2965 “(e)(1) The directors of ABRA and the Department of Health shall jointly determine
2966 which personnel, if any, of the Department of Health associated with the administration of the
2967 medical marijuana program shall be transferred from the Department of Health to ABRA.

2968 “(2) Personnel who are transferred to ABRA pursuant to this subsection shall be
2969 subject to the ABRA Director’s personnel authority, pursuant to section 406(b)(21) of the
2970 District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March
2971 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-604.06(b)(21)), including as it relates to
2972 employment classifications and pay scales.”.

2973 **SUBTITLE C. STEVIE SELLOWS DIRECT SUPPORT PROFESSIONALS**

2974 **QUALITY IMPROVEMENTS**

2975 Sec. 5021. Short title.

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2976 This subtitle may be cited as the “Stevie Sellows Direct Support Professionals Quality
2977 Improvements Emergency Amendment Act of 2020”.

2978 Sec. 5022. Section 47-1273 of the District of Columbia Official Code is amended by
2979 striking the figure “5.5%” and inserting the figure “6.0%” in its place.

2980 **SUBTITLE D. MEDICAID RESERVE RE-ESTABLISHMENT**

2981 Sec. 5031. Short title.

2982 This subtitle may be cited as the “Medicaid Reserve Re-establishment Emergency
2983 Amendment Act of 2020”.

2984 Sec. 5032. The Department of Health Care Finance Establishment Act of 2007, effective
2985 February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.01 *et seq.*), is amended as
2986 follows:

2987 (a) Section 8a (D.C. Official Code § 7-771.07a), is amended as adding a new subsection
2988 (a-3) to read as follows:

2989 “(a-3) For Fiscal Year 2021, the Director may issue grants pursuant to section
2990 8b(b)(4)(B)(ii) and (iii).”.

2991 (b) A new section 8b is added to read as follows:

2992 “Sec. 8b. Medicaid reserve.

2993 “(a) Beginning October 1, 2020, a Medicaid reserve shall be re-established as paper
2994 agency of the Department.

2995 “(b) Notwithstanding D.C. Official Code §§ 47-361, 47-362, 47-363, and 47-365, funds
2996 may be transferred from the Medicaid reserve to the Department:

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2997 “(1) To pay expenses associated with increased Medicaid enrollment or service
2998 utilization upon a determination by the Agency Fiscal Officer that available funds within the
2999 Department are projected to be exhausted;

3000 “(2) To pay expenses associated increased costs of Medicaid services upon a
3001 determination by the Agency Fiscal Officer that available funds within the Department are
3002 projected to be exhausted;

3003 “(3) To satisfy the District’s requirement that sufficient funds are available to
3004 support a Department contract or a grant; and

3005 “(4) Provided that sufficient funds are still available within the Medicaid reserve
3006 to ensure an anti-deficiency will not occur at the Department, to support the following health
3007 innovations within the Department:

3008 “(A) To create a Medicaid Buy-In Program;

3009 “(B) To fund telehealth programs including:

3010 “(i) Maintaining audio-only telehealth programs after a public
3011 health emergency, notwithstanding section 2(4) of the Telehealth Reimbursement Act of 2013,
3012 effective October 17, 2013 (D.C. Law 20-26; D.C. Official Code § 31-3861(4));

3013 “(ii) Funding the Postpartum Coverage Expansion Act of 2020
3014 (Bill 23-326); and

3015 “(iii) Issuing contracts or grants for the purposes of expanding
3016 District health care providers’ digital or telehealth capacity, including, for example, such
3017 innovations as the creation or expansion of patient care coordination platforms to enable
3018 nonprofit entities and practitioners to communicate with Medicaid beneficiaries’ clinical and

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3019 recovery support care teams in real time to improve continuity of care and ensure proper follow-
3020 up, including the purchase of telecommunications services, information services, devices,
3021 software, remote patient monitoring tools, and digital health tools; and

3022 “(C) To fund reforms to the DC Healthcare Alliance Program, including:

3023 “(i) Allowing eligible District residents to submit Alliance
3024 applications electronically, without a face-to-face interview with the Department of Human
3025 Services, during a public health emergency;

3026 “(ii) Allowing Alliance clients to submit recertification
3027 applications to health care providers approved by the Department, without a face-to-face
3028 interview with the Department of Human Services, after a public health emergency; and

3029 “(iii) Extending the Alliance eligibility period from 6 months to
3030 one year.

3031 “(c) The Office of the Chief Financial Officer shall notify the Budget Director of the
3032 Council of the District of Columbia and the Council of the District of Columbia in writing within
3033 3 business days whenever a transfer is made from the Medicaid reserve pursuant to this section.
3034 The notice shall set forth the amount and purpose of the transfer.

3035 “(d) Funds may be reprogrammed from the Medicaid reserve for purposes other than
3036 those detailed in subsection (b) of this section, subject to Subchapter IV of Chapter 3 of Title 47
3037 of the D.C. Official Code; provided, that the Office of the Chief Financial Officer determines
3038 that sufficient funds are still available within the Medicaid reserve to ensure an anti-deficiency
3039 will not occur at the Department.”.

3040 **TITLE VI. OPERATIONS AND INFRASTRUCTURE**

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3041 **SUBTITLE A. OPPORTUNITY ACCOUNTS**

3042 Sec. 6001. Short title.

3043 This subtitle may be cited as the “Opportunity Accounts Expansion Emergency
3044 Amendment Act of 2020”.

3045 Sec. 6002. The Opportunity Accounts Act of 2000, effective April 3, 2001 (D.C. Law 13-
3046 266; D.C. Official Code § 1-307.61 *et seq.*), is amended as follows:

3047 (a) Section 2 (D.C. Official Code § 1-307.61) is amended by adding a new paragraph
3048 (2A) to read as follows:

3049 “(2A) “Commissioner” means the Commissioner of the Department of Insurance,
3050 Securities, and Banking.”.

3051 (b) Section 8(b) (D.C. Official Code § 1-307.67(b)) is amended as follows:

3052 (1) Paragraph (2) is amended by striking the phrase “per account.” and inserting
3053 the phrase “per account, except as provided in paragraph (3) of this subsection.” in its place.

3054 (2) A new paragraph (3) is added to read as follows:

3055 “(3) The Commissioner may waive the requirement in subsection (a) of this
3056 section and may provide matching funds of up to \$4 for every dollar the account holder deposits
3057 into the opportunity account when adequate federal or private matching funds are not available.
3058 For each additional dollar of matching funds that the District provides to an opportunity account
3059 pursuant to such a waiver, the aggregate matching funds limit set forth in paragraph (2) of this
3060 subsection for that account shall be increased by \$1.”.

3061 (c) Section 9(a) (D.C. Official Code § 1-307.68(a)) is amended as follows:

3062 (1) Paragraph (6) is repealed.

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3063 (2) Paragraph (8) is amended by striking the period at the end and inserting the
3064 phrase “; and” in its place.

3065 (3) A new paragraph (9) is added to read as follows:

3066 “(9) To pay for any cost, expense, or item authorized by a rule issued pursuant to
3067 section 14.”.

3068 (d) Section 10 (D.C. Official Code § 1-307.69) is amended as follows:

3069 (1) Subsection (b) is amended as follows:

3070 (i) Paragraph (2) is amended by striking the phrase “; or” and inserting a
3071 semicolon in its place.

3072 (ii) Paragraph (3) is amended by striking the period and inserting the
3073 phrase “; and” in its place.

3074 (iii) A new paragraph (4) is added to read as follows:

3075 “(4) Making health insurance premium payments in the event of a sudden,
3076 unexpected loss of income.”.

3077 (2) Subsection (c) is repealed.

3078 (3) New subsections (c-1), (c-2), and (c-3) are added to read as follows:

3079 “(c-1) If an account holder makes an emergency withdrawal for the purposes of
3080 subsection (b)(2) or (3) of this section, the account holder shall only withdraw funds deposited
3081 by the account holder and shall not withdraw matching funds.

3082 “(c-2) If an account holder makes an emergency withdrawal for the purposes of
3083 subsection (b)(1) of this section, the account holder shall only withdraw funds deposited by the

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3084 account holder and shall not withdraw matching funds, unless the withdrawal is for a medical
3085 emergency.

3086 “(c-3) If an account holder makes an emergency withdrawal for the purposes of
3087 subsection (b)(4) of this section, the account holder may withdraw funds deposited by the
3088 account holder and matching funds.”.

3089 (4) The lead-in language of subsection (e) is amended to read as follows:

3090 “(e) An account holder shall not be required to repay funds withdrawn from the
3091 opportunity account for an emergency withdrawal but must resume making deposits into the
3092 opportunity account within 90 days after the emergency withdrawal. If the account holder fails to
3093 make a deposit within 90 days after the emergency withdrawal:”.

3094 **SUBTITLE B. GREEN BUILDING FUND USE EXPANSION**

3095 Sec. 6011. Short title.

3096 This subtitle may be cited as the “Green Building Fund Emergency Amendment Act of
3097 2020”.

3098 Sec. 6012. Section 8(c)(2) of the Green Building Act of 2006, effective March 8, 2007
3099 (D.C. Law 16-234; D.C. Official Code § 6-1451.07(c)(2)), is amended as follows:

3100 (a) Subparagraph (D) is amended by striking the phrase “; and” and inserting a semicolon
3101 in its place.

3102 (b) Subparagraph (E) is amended by striking the period and inserting “; and” in its place.

3103 (c) A new subparagraph (F) is added to read as follows:

3104 “(F) Costs incurred to make green building materials accessible to low-
3105 income residents.”.

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3106 **SUBTITLE C. GAME OF SKILL MACHINES**

3107 Sec. 6021. Short title.

3108 This subtitle may be cited as the “Game of Skill Machines Consumer Protection
3109 Emergency Act of 2020”.

3110 Sec. 6022. The Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles
3111 for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172;
3112 D.C. Official Code §§ 22-1716 to 22-1718 and 36-601.01 *et seq.*), is amended as follows:

3113 (a) Section 3 (D.C. Official Code § 22-1716) is amended by striking the phrase “Monte
3114 Carlo night parties,” and inserting the phrase “Monte Carlo night parties, game of skill
3115 machines,” in its place.

3116 (b) Section 3 (D.C. Official Code § 22-1717) is amended by striking the period and
3117 inserting the phrase “, or game of skill machines licensed and regulated by the Office of Lottery
3118 and Gaming.” in its place.

3119 (c) Section 3(a) (D.C. Official Code § 22-1718(a)) is amended by striking the period and
3120 inserting the phrase “, or the manufacture, distribution, servicing, retailing, sale, lease, purchase,
3121 or possession of machines, tickets, slips, certificates, or cards for game of skill machines
3122 excepted and permissible pursuant to this act.” in its place.

3123 (d) Section 4 (D.C. Official Code § 36-601.12) is amended as follows:

3124 (1) The section heading is amended to read as follows:

3125 “Sec. 4. Lottery, Gambling, and Gaming Fund.”.

3126 (2) Subsection (a) is amended to read as follows:

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3127 “(a) There is established as an enterprise fund the Lottery, Gambling, and Gaming Fund
3128 (“Fund”), which shall be administered by the Chief Financial Officer. Revenue from the
3129 following sources shall be deposited into the Fund or a division of the Fund as established by the
3130 Chief Financial Officer:

3131 “(1) All funds generated by gambling activities operated or licensed by the Chief
3132 Financial Officer; and

3133 “(2) All fees collected pursuant to sections 406 through 409.”.

3134 (3) Subsection (c) is amended by striking the word “gambling” and inserting the
3135 phrase “gambling and gaming” in its place.

3136 (e) A new Title IV is added to read as follows:

3137 “TITLE IV. GAME OF SKILL MACHINES.

3138 “Sec. 401. Definitions

3139 “For purposes of this title, the term:

3140 “(1) “ABC Board” means the Alcoholic Beverage Control Board.

3141 “(2) “ABRA” means the Alcoholic Beverage Regulation Administration.

3142 “(3) “CFO” means the Chief Financial Officer of the District of Columbia.

3143 “(4) “Centralized accounting system” and “CAS” mean the accounting system
3144 linked by a communications network as described in sections 410 and 414.

3145 “(5) “Distributor” means a person licensed under this title to buy, sell, lease,
3146 maintain, or service game of skill machines, or any major components or parts of a game of skill
3147 machine, for distribution to retailers.

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3148 “(6) “Game of skill machine” means a mechanical or electronic gaming device
3149 that rewards the winning player or players with cash, a gift card, or a voucher that can be
3150 redeemed for cash. The term “game of skill machine” does not include a mechanical or
3151 electronic gaming device if:

3152 “(A) The ability of a player to succeed at the game is impacted by the
3153 number or ratio of prior wins to prior losses of players playing the game;

3154 “(B) The outcome of the game can be controlled by a source other than a
3155 player playing the game;

3156 “(C) The success of a player is or may be determined by a chance event
3157 that cannot be altered by the player’s actions;

3158 “(D) The ability of a player to succeed at the game is impacted by game
3159 features not visible or known to a reasonable player; or

3160 “(E) The ability of a player to succeed at the game is impacted by the
3161 exercise of skill that no reasonable player could exercise.

3162 “(7) “Gross game of skill machine revenue” means the total of cash or cash
3163 equivalents received from a game of skill machine minus the total of:

3164 “(A) Cash or cash equivalents paid to players as a result of a game of skill
3165 machine;

3166 “(B) Cash or cash equivalents paid to purchase annuities to fund prizes
3167 payable to players over a period of time as a result of a game of skill machine; and

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3168 “(C) The actual cost paid by the license holder for personal property
3169 distributed to a player as a result of a game of skill machine, excluding travel expenses, food,
3170 refreshments, lodging, and services.

3171 “(8) “Licensed establishment” means an on-premises retail establishment licensed
3172 by the ABC Board to sell, serve, and allow for the consumption of alcoholic beverages.

3173 “(9) “Licensed premises” means the physical location of a licensed establishment
3174 that is authorized by the Office to offer game of skill machines.

3175 “(10) “Licensee” means a person who possesses a game of skill manufacturer,
3176 distributor, supplier, or retailer license issued by the Office.

3177 “(11) “Manufacturer” means a person that is licensed under this title and that
3178 manufactures or assembles game of skill machines for sale or lease to distributors.

3179 “(12) “Office” means the Office of Lottery and Gaming.

3180 “(13) “Retailer” means a person that is licensed under this title to offer game of
3181 skill machines on its licensed premises.

3182 “(14) “Supplier” means a person that is licensed under this title to supply major
3183 components or parts of game of skill machines to licensed manufacturers or distributors.

3184 “Sec. 402. Authorization of game of skill machines.

3185 “The operation of game of skill machines shall be lawful in the District if conducted in
3186 accordance with this title and the rules issued pursuant to this title.

3187 “Sec. 403. Game of skill machine license requirements; prohibition.

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3188 “(a) Except as provided in subsection (f) of this section, no person may offer or allow a
3189 game of skill machine in the District unless all the licenses required by this title, or by a rule
3190 issued pursuant to this title, have been duly obtained.

3191 “(b)(1) The Office shall issue the following categories of game of skill machine licenses:

3192 “(A) Manufacturer;

3193 “(B) Distributor;

3194 “(C) Supplier; and

3195 “(D) Retailer.

3196 “(2) The Office shall not grant a license listed in paragraph (1) of this subsection
3197 until it has determined that each person that possesses 10% or greater beneficial or proprietary
3198 interest in the applicant has been approved for licensure in accordance with this title and rules
3199 issued pursuant to this title.

3200 “(c)(1) An applicant for an initial manufacturer, distributor, or supplier license shall be
3201 subject to District and national criminal history background checks.

3202 “(2) The applicant shall submit an application to the Office, in a form determined
3203 by the Office, for fingerprints for a national criminal records check by the Metropolitan Police
3204 Department and the Federal Bureau of Investigation of all individuals required to be named in
3205 the application and a signed authorization of each individual submitting fingerprints for the
3206 release of information by the Metropolitan Police Department and the Federal Bureau of
3207 Investigation.

3208 “(3) In the case of an application for license renewal, the Office may require
3209 additional background checks.

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3210 “(d) The Office shall require proof of good standing pursuant to D.C. Official Code § 29-
3211 102.08 of an applicant for a license pursuant to this title and may, in addition, require
3212 certification that the Citywide Clean Hands Database indicates that the proposed licensee is
3213 current with its District taxes.

3214 “(e) Proprietary information, trade secrets, financial information, and personal
3215 information about a person in an application submitted to the Office pursuant to this title shall
3216 not be a public record and shall not be made available under the Freedom of Information Act of
3217 1976, effective March 29, 1977 (D.C. Law 1-96; D.C. Official Code § 2-531 *et seq.*), or any
3218 other law.

3219 “(f)(1) A retailer shall display its license as required by section 411(d) and shall make the
3220 license immediately available for inspection upon request by an employee of the Office, the
3221 Metropolitan Police Department, or ABRA.

3222 “(2) When present at a licensed establishment, an employee of a distributor shall
3223 carry a copy of its license and make it readily available for inspection by an employee of the
3224 Office, the Metropolitan Police Department, or ABRA.

3225 “(g) A licensed establishment that applied for and obtained a game of skill machine
3226 endorsement from the ABC Board pursuant to D.C. Official Code § 25-113.01(e) prior to the
3227 effective date of this act shall have 180 calendar days after the effective date of this act to come
3228 into compliance with this title or rules issued pursuant to this title. Failure to do so may result in
3229 the Office taking action against the licensed establishment in accordance with section 417.

3230 “Sec. 404. License prohibitions; suspensions and revocation of licenses.

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3231 “(a) An applicant convicted of a disqualifying offense shall not be licensed. The Office
3232 shall define disqualifying offenses by a rule issued pursuant to this title.

3233 “(b) No Office or ABRA employee, or immediate family member of an Office or ABRA
3234 employee, may be an applicant for, have an interest in, or obtain a license issued pursuant to this
3235 title.

3236 “(c) Failure of an applicant or licensee to notify the Office of a change to the information
3237 provided in its application for license or renewal within 10 days after the change may result in
3238 the Office suspending or revoking the licensee’s license, denying the applicant’s license, or
3239 issuing a fine.

3240 “(d)(1) The Office shall not grant a license pursuant to this title, and shall revoke a
3241 license previously granted, if evidence satisfactory to the Office exists that the applicant or
3242 licensee has:

3243 “(A) Knowingly made a false statement of a material fact to the Office;

3244 “(B) Had a license revoked by a governmental authority responsible for
3245 regulation of games of skill;

3246 “(C) Been convicted of a felony and has not received a pardon or been
3247 released from parole or probation for at least 5 years; or

3248 “(D) Been convicted of a gambling-related offense or a theft or fraud
3249 offense.

3250 “(2) The Office may deny a license to an applicant or suspend or revoke a license
3251 of a licensee if the applicant or licensee:

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3252 “(A) Has not demonstrated, to the satisfaction of the Office, financial
3253 responsibility sufficient to adequately meet the requirement of the proposed activity;

3254 “(B) Is not the true owner of the licensed business or has not disclosed the
3255 existence or identity of another individual or entity that has an ownership interest in the business;
3256 or

3257 “(C) Is a corporation that sells more than 5% of a licensee’s voting stock,
3258 more than 5% of the voting stock of a corporation that controls the licensee, or sells a licensee’s
3259 assets to an individual or entity not already determined by the Office to have met the
3260 qualifications of a licensee pursuant to this title, or is a non-corporate entity where a person not
3261 already determined by the Office to have met the qualifications of a licensee pursuant to this title
3262 holds more than 10% interest in the non-corporate entity.

3263 “Sec. 405. Conflicts of interest.

3264 “(a) Before issuing, authorizing the transfer to a new owner of, or renewing a license, the
3265 Office shall determine that the applicant is not disqualified because of a conflicting interest in
3266 another license.

3267 “(b) In making a determination regarding a conflicting interest, the following standards
3268 shall apply:

3269 “(1) No licensee under a supplier’s license shall hold a license in another license
3270 issued under this title.

3271 “(2) No licensee under a distributor’s license shall hold a license in another
3272 license issued under this title; except, that the holder of a distributor’s license may also hold a
3273 manufacturer’s license.

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3274 “(3) No licensee under a manufacturer’s license shall hold another license issued
3275 under this title; except, that the holder of a manufacturer’s license may also hold a distributor’s
3276 license.

3277 “Sec. 406. Manufacturer licensure.

3278 “(a) A person may not manufacture a game of skill machine in the District unless the
3279 person has a valid manufacturer’s license issued under this title. A manufacturer may only sell
3280 game of skill machines for use in the District to persons having a valid distributor’s license.

3281 “(b) A person applying for a manufacturer’s license shall do so on a form prescribed by
3282 the Office. The form shall require:

3283 “(1) The name of the applicant;

3284 “(2) The mailing address of the applicant and, if the applicant is a corporation, the
3285 name of the state in which it is incorporated, the location of its principal place of business, and
3286 the names and addresses of its directors;

3287 “(3) A report of the applicant’s financial activities, including evidence of financial
3288 stability, such as bank statements, business and personal income and disbursement schedules,
3289 and tax returns; and

3290 “(4) Any other information the Office considers necessary.

3291 “(c) In considering whether to approve an application for a distributor’s license, the
3292 Office may consider evidence the distributor submitted to the Office of an existing license as a
3293 distributor from another jurisdiction that the Office has determined has licensing requirements
3294 similar to those required by the District.

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3295 “(d) An applicant for a manufacturer’s license shall pay a nonrefundable application fee
3296 of \$10,000 with the application.

3297 “(e) A manufacturer’s license shall be renewed annually; provided, that the licensee has
3298 continued to comply with all statutory and regulatory requirements and pays upon submission of
3299 its renewal application a \$5,000 renewal fee.

3300 “Sec. 407. Distributor licensure.

3301 “(a) A person may not buy, sell, distribute, lease, maintain, market, or service a game of
3302 skill machine or a major component or part of a game of skill machine for distribution in the
3303 District unless the person has a valid distributor’s license issued by the Office.

3304 “(b) A licensed distributor may buy, sell, distribute, lease, maintain, market, or service a
3305 game of skill machine or any major component or part of a game of skill machine for distribution
3306 in the District to a licensed establishment that possesses a retailer’s license from the Office and a
3307 game of skill machine endorsement from the ABC Board pursuant to D.C. Official Code § 25-
3308 113.01(e). No distributor may give anything of value, including a loan or financing agreement,
3309 to a licensed establishment as an incentive or inducement to locate a game of skill machine in the
3310 establishment.

3311 “(c) A person applying for a distributor’s license shall do so on a form prescribed by the
3312 Office. The form shall require:

3313 “(1) The name of the applicant;

3314 “(2) The mailing address of the applicant and, if the applicant is a corporation, the
3315 name of the state in which it is incorporated, the location of its principal place of business, and
3316 the names and addresses of its directors;

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3317 “(3) A report of the applicant’s financial activities, including evidence of financial
3318 stability, such as bank statements, business and personal income and disbursement schedules,
3319 and tax returns; and

3320 “(4) Any other information the Office considers necessary.

3321 “(d) In considering whether to approve an application for a distributor’s license, the
3322 Office may consider evidence the distributor submitted to the Office of an existing license as a
3323 distributor from another jurisdiction that the Office has determined has licensing requirements
3324 similar to those required by the District.

3325 “(e) An applicant for a distributor’s license shall demonstrate that the equipment, system,
3326 or device that the applicant plans to offer to retailers conforms to standards established pursuant
3327 to this title, rules issued pursuant to this title, and other applicable law.

3328 “(f) An applicant for a distributor’s license shall pay a nonrefundable application fee of
3329 \$10,000 with the application.

3330 “(g) A distributor’s license shall be renewed annually; provided, that the licensee has
3331 continued to comply with all statutory and regulatory requirements and pays upon submission of
3332 its renewal application a \$5,000 renewal fee.

3333 “(h) A distributor shall submit to the Office, at such times as are established by the Office
3334 by rule, a list of all game of skill machines sold, delivered, or offered to a retailer. All such
3335 equipment shall be tested and approved by an independent testing laboratory approved by the
3336 Office.

3337 “Sec. 408. Supplier licensure.

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3338 “(a) A person shall not sell parts or components for a game of skill machine or provide
3339 services related to a game of skill machine unless the person has a valid supplier’s license. A
3340 supplier may only provide parts and components for a game of skill machine or services related
3341 to a game of skill machine for use in the District to a person having a valid manufacturer’s or
3342 distributor’s license.

3343 “(b) A person applying for a supplier’s license shall do so on a form prescribed by the
3344 Office. The form shall require:

3345 “(1) The name of the applicant;

3346 “(2) The mailing address of the applicant and, if the applicant is a corporation, the
3347 name of the state in which it is incorporated, the location of its principal place of business, and
3348 the names and addresses of its directors;

3349 “(3) A report of the applicant’s financial activities, including evidence of financial
3350 stability, such as bank statements, business and personal income and disbursement schedules,
3351 and tax returns; and

3352 “(4) Any other information the Office considers necessary.”.

3353 “(c) In considering whether to approve an application for a supplier’s license, the Office
3354 may consider evidence the supplier submitted to the Office of an existing license as a supplier
3355 from another jurisdiction that the Office has determined has licensing requirements similar to
3356 those required by the District.

3357 “(d) An applicant for a supplier’s license shall demonstrate that the equipment,
3358 components, or parts that the applicant plans to offer to manufacturers or distributors conform to

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3359 standards established pursuant to this title, rules issued pursuant to this title, and other applicable
3360 law.

3361 “(e) An applicant for a supplier’s license shall pay a nonrefundable application fee of
3362 \$2,000 with the application.

3363 “(f) A supplier’s license shall be renewed annually; provided, that the licensee has
3364 continued to comply with all statutory and regulatory requirements and pays upon submission of
3365 its renewal application a \$1,000 renewal fee.

3366 “(g) A supplier shall submit to the Office, at such times as are established by the Office
3367 by rule, a list of all components or parts for game of skill machines sold, delivered, or offered to
3368 a manufacturer or operator. All such equipment shall be tested and approved by an independent
3369 testing laboratory approved by the Office.

3370 “Sec. 409. Retailer licensure; registration of game of skill machines.

3371 “(a)(1) A person may not own, lease, maintain, install, make available, or offer or allow
3372 another to play a game of skill machine in the District unless the person:

3373 “(A) Is a licensed establishment;

3374 “(B) Possesses a retailer’s license from the Office and a game of skill
3375 machine endorsement from ABRA in accordance with D.C. Official Code § 25-113.01(e); and

3376 “(C) Has entered into a written use agreement with a licensed distributor
3377 for the placement or installation of a game of skill machine on the licensed premises.

3378 “(2) A person convicted of violating this subsection shall be subject to a fine not
3379 to exceed \$5,000 or imprisonment not to exceed 6 months, or revocation of the retailer’s license,
3380 or all of the foregoing.

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3381 “(b)(1) Each game of skill machine located on a retailer’s licensed premises shall be
3382 registered with the Office by the retailer before the game of skill machine is installed on the
3383 licensed premises.

3384 “(2) A retailer may register and operate up to 5 game of skill machines on the
3385 licensed premises at any time. The registration fee for each game of skill machine shall be \$100.

3386 “(3) The Office shall issue to the retailer a registration sticker for placement on
3387 each registered game of skill machine.

3388 “(c) A person shall apply for a retailer’s license on a form prescribed by the Office. The
3389 form shall require:

3390 “(1) The name of the applicant;

3391 “(2) The mailing address of the applicant and, if the applicant is a corporation, the
3392 name of the state in which it is incorporated, the location of its principal place of business, and
3393 the names and addresses of its directors;

3394 “(3) A report of the applicant’s financial activities, including evidence of financial
3395 stability, such as bank statements, business and personal income and disbursement schedules,
3396 and tax returns; and

3397 “(4) Any other information the Office considers necessary.

3398 “(d) An applicant for a retailer’s license shall pay a nonrefundable application fee of \$300
3399 with the application.

3400 “(e) A retailer’s license shall be renewed annually; provided, that the licensee continued
3401 to comply with the statutory and regulatory requirements and pays upon submission of its
3402 renewal application a \$300 renewal fee.

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3403 “(f) The Office shall require a retailer to be bonded, in such amounts and in such manner
3404 as determined by the Office, and to agree, in writing, to indemnify and hold harmless the District
3405 government against any actions, claims, and demands of whatever kind or nature that the District
3406 may incur by reason of or in consequence of issuing the retailer’s license to the retailer.

3407 “Sec. 410. Minimum requirements of game of skill machines.

3408 “(a)(1) Every game of skill machine offered for play shall first be tested and approved
3409 pursuant to this title and rules issued pursuant to this title.

3410 “(2) The Office shall utilize the services of an accredited independent outside
3411 testing laboratory to test and assess each game of skill machine.

3412 “(3) The applicant shall be responsible for paying the fees associated with testing
3413 the game of skill machines.

3414 “(b) Every game of skill machine offered in the District shall meet the minimum
3415 standards approved by the Office, including that a game of skill machine:

3416 “(1) Conform to all requirements of federal law and regulations, including the
3417 Federal Communications Commission’s Class A emissions standards;

3418 “(2) Pay out a mathematically demonstrable percentage during the expected
3419 lifetime of the machine of all amounts played, which shall not be less than 80%;

3420 “(3) Display an accurate representation of the game outcome;

3421 “(4) Not automatically alter pay tables or any function of the game of skill
3422 machine based on an internal computation of a hold percentage or have a means of manipulation
3423 that affects the random selection process or probabilities of winning a game;

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3424 “(5) Not be negatively affected by static discharge or other electromagnetic
3425 interference;

3426 “(6) Be capable of displaying the following during idle status: “power reset”;
3427 “door open”; or “door closed”;

3428 “(7) Be able to detect and display the game’s complete play history and winnings
3429 for the previous 10 games;

3430 “(8) Not have a theoretical payback percentage capable of being changed without
3431 making a hardware or software change in the machine itself;

3432 “(9) Be designed so that the replacement of parts or modules required for normal
3433 maintenance does not necessitate replacement of the electromechanical meters;

3434 “(10) Contain a non-resettable meter that shall be located in a locked area of the
3435 machine that is accessible only by a key;

3436 “(11) Be capable of storing the meter information required by paragraph (10) of
3437 this subsection for a minimum of 180 days after a power loss to the machine;

3438 “(12) Have accounting software that keeps an electronic record that includes:

3439 “(A) Total cash inserted into the game of skill machine;

3440 “(B) The value of winning tickets awarded to players by the game of skill
3441 machine;

3442 “(C) The total credits played on the game of skill machine;

3443 “(D) The total credits awarded by the game of skill machine; and

3444 “(E) The payback percentage credited to players of the game of skill
3445 machine;

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3446 “(13) Be linked to a centralized accounting system that will allow the Office to
3447 activate or deactivate the game of skill machine from the centralized system remotely; and

3448 “(14) Be linked to a centralized accounting system in accordance with section 414
3449 by which all approved game of skill machines shall be connected for the purposes set forth in
3450 section 414.

3451 “(c) The CFO may issue rules to establish additional licensing and registration
3452 requirements.

3453 “Sec. 411. Registration; display of registration sticker, license, and warning sign;
3454 locations of game of skill machines.

3455 “(a) A retailer shall register each of its game of skill machines in the District with the
3456 Office before the game of skill machine may be installed at the licensed establishment.

3457 “(b) A retailer shall locate its game of skill machines for play only in specific locations
3458 approved by the ABRA within the retailer’s licensed establishment.

3459 “(c) A retailer shall affix and maintain a registration sticker issued by the Office to the
3460 game of skill machine at all times the game of skill machine is located at the establishment. If
3461 the registration sticker is damaged, destroyed, lost, or removed, the retailer shall pay the Office
3462 \$75 for a replacement registration sticker.

3463 “(d) A retailer shall post both its retailer’s license and a warning sign, maintained in good
3464 repair and in a place clearly visible at the point of entry to the designated areas where the game
3465 of skill machines are located. The warning sign shall include:

3466 “(1) The minimum age required to play a game of skill machine;

3467 “(2) The contact information for the District’s gambling hotline; and

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3468 “(3) The contact information for the Office of Lottery and Gaming for purposes of
3469 filing a complaint against the manufacturer, supplier, distributor, or retailer.

3470 “(e) Failure to display the registration sticker, license, or warning sign may result in the
3471 Office revoking or suspending the license or issuing a fine against the licensed establishment
3472 pursuant to section 416.

3473 “Sec. 412. Cash award.

3474 “(a) A game of skill machine shall not directly dispense cash awards to a player. If, at the
3475 conclusion of the game, a player is entitled to a cash award, the game of skill machine shall
3476 dispense a ticket or voucher to the player. The ticket or voucher shall indicate:

3477 “(1) The total amount of the cash award;

3478 “(2) The time of day that the cash award was issued in a 24-hour format showing
3479 hours and minutes, the date, the terminal serial number, and the sequential number of the ticket
3480 or voucher; and

3481 “(3) An encrypted validation number from which the validity of the cash award
3482 may be determined.

3483 “(b) A retailer shall allow a player to take the ticket or voucher to the owner of the
3484 licensed establishment or the owner’s designee, who shall be located at the licensed
3485 establishment, for payment of the cash award.

3486 “Sec. 413. Game of skill machine use by minors prohibited.

3487 “(a) A licensee shall not permit a person under the age of 18 to use or play a game of skill
3488 machine.

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3489 “(b) The Office may suspend or revoke a license and issue a fine, in accordance with
3490 section 416, against a licensee that knowingly allows a person under the age of 18 to use or play
3491 a game of skill machine.

3492 “Sec. 414. Centralized accounting system.

3493 “(a)(1) Within 6 months after the effective date of this title, the Office shall issue a
3494 solicitation to procure a centralized accounting system, which shall be administered by the Office
3495 and designed and operated to allow the monitoring and reading of all game of skill machines for
3496 the purpose of compliance with this title and rules issued pursuant to this title.

3497 “(2) When the Office is satisfied with the operation of the CAS, it shall:

3498 “(A) Certify the effective status of the system; and

3499 “(B) Notify all retailers of the date by which the retailer’s game of skill
3500 machines must be linked to the CAS.

3501 “(b)(1)(A) A game of skill machine approved prior to the effective date of this title shall
3502 be connected to the CAS within one year after notification pursuant to subsection (a)(2) of this
3503 section.

3504 “(B) A game of skill machine approved on or after the effective date of
3505 this title but prior to the deployment of the CAS shall be connected within 6 months after
3506 notification pursuant subsection (a)(2) of this section.

3507 “(C) A game of skill machine approved after the effective date of this title
3508 and after deployment of the CAS shall be connected to the CAS prior to operation of the game of
3509 skill machine.

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3510 “(2) After a game of skill machine has been connected to the CAS, it shall remain
3511 connected as required by the Office.

3512 “(c) All game of skill machines registered in the District shall be linked to the CAS for
3513 purposes of accounting, reporting, monitoring, and reading machine activities as provided for in
3514 this title or rules issued pursuant to this title.

3515 “(d) The CAS shall not provide for the monitoring or reading of personal or financial
3516 information concerning patrons of game of skill machines.

3517 “(e) Employees and agents of a contractor or subcontractor of the Office that is engaged
3518 in building, operating, maintaining, or contracting to build, operate, or maintain the CAS, and the
3519 immediate family members of such employees and agents, shall be prohibited from obtaining a
3520 license under this title.

3521 “(f) Unless a retailer’s license is cancelled, suspended, or revoked, nothing in this section
3522 shall authorize the Office to limit or eliminate a registered game of skill from the CAS.

3523 “Sec. 415. Insurance.

3524 “Each distributor shall maintain liability insurance on all game of skill machines that it
3525 places in a licensed establishment in an amount set by the Office by rule issued pursuant to this
3526 title.

3527 “Sec. 416. Penalties.

3528 “(a) In the event of a violation of this title or a rule issued pursuant to this title, the Office
3529 may:

3530 “(1) Impose a fine of not more than \$50,000;

3531 “(2) Revoke a licensee’s license; or

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3532 “(3) Suspend the licensee’s license for up to one year.

3533 “(b) A person that has been fined or whose application has been denied, revoked, or
3534 suspended pursuant to this section shall have a right to a hearing before the Office and, in the
3535 event of the Office’s affirmation of the fine, denial, revocation, or suspension, the right to appeal
3536 the decision of the Office to the Superior Court of the District of Columbia.

3537 “(c) The Office shall notify ABRA within 48 hours after the Office suspends or revokes a
3538 retailers license.

3539 “Sec. 417. Authority of the Office.

3540 “(a) The Office may enforce the provisions of this title with respect to licensees and any
3541 individual or entity not holding a license and offering a game of skill machine in violation of the
3542 provisions of this title or rules issued pursuant to this title.

3543 “(b) Subject to subsection (c) of this section, the Office and the Metropolitan Police
3544 Department may issue citations for civil violations of this title as set forth in rules issued
3545 pursuant to this title.

3546 “(c) A citation for a violation for which the penalty includes the suspension or revocation
3547 of a license shall be issued by the Office as a result of an investigation carried out by the Office.

3548 “(d) The Office may request and check the identification of a person who has played, is
3549 playing, or is attempting to play a game of skill machine. The Office may seize evidence that
3550 substantiates a violation under this title, which may include seizing the tickets, vouchers, or cash
3551 awards issued to a person under the age of 18 and fake identification documents used by a person
3552 under the age of 18.

3553 “(e) The Office may seize a game of skill machine license from an establishment if:

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3554 “(1) The game of skill machine license has been suspended, revoked, or cancelled
3555 by the Office;

3556 “(2) The business is no longer in existence; or

3557 “(3) The business has been closed by another District government agency.

3558 “Sec. 418. Investigations and inspections.

3559 “(a) The Office may conduct investigations, searches, seizures, and perform other duties
3560 authorized by this title and rules issued pursuant to this title.

3561 “(b) An applicant for a license and each licensee shall allow an authorized member of the
3562 Office, an ABRA investigator, or any member of the Metropolitan Police Department full
3563 opportunity to examine at any time during business hours:

3564 “(1) The location on the premises where game of skill machines are available to
3565 play; and

3566 “(2) The books and records of the licensee or applicant.

3567 “Sec. 419. Unlawful acts; action by the Attorney General.

3568 “(a)(1) No manufacturer, distributor, supplier, licensed establishment, or employee or
3569 agent of a manufacturer, distributor, supplier, or licensed establishment shall intentionally make
3570 a false or misleading representation concerning an individual’s chances, likelihood, or
3571 probability of winning at playing a game of skill machine.

3572 “(2) An individual or entity claiming to be aggrieved by a fraudulent act or a false
3573 or misleading statement by a licensee shall have a cause of action in a court of competent
3574 jurisdiction for damages and any legal or equitable relief as may be appropriate.

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3575 “(b) The Attorney General for the District of Columbia, in the name of the District of
3576 Columbia, may bring an action in the Superior Court of the District of Columbia to enjoin an
3577 individual or entity or to seek a civil penalty of up to \$50,000 for a violation of this title or rule
3578 issued pursuant to this title.

3579 “Sec. 420. Taxation of game of skill machines.

3580 “(a)(1) On or before the 20th day of each month, each retailer shall:

3581 “(A) File a return, on forms and in the manner prescribed by the CFO,
3582 with the CFO indicating the amount of gross game of skill machine revenue for the retailer’s
3583 game of skill machines for the preceding calendar month; and

3584 “(B) Pay to the District of Columbia Treasurer 10% of the gross game of
3585 skill machine revenue for the preceding month.

3586 “(b) All funds owed to the District under this section shall be held in trust within the
3587 boundaries of the District for the District by the retailer until the funds are paid the District of
3588 Columbia Treasurer.

3589 “(c) A retailer that falsely reports or fails to report the amount due as required by this
3590 section may be fined or imprisoned in accordance with Title 22 of the District of Columbia Code
3591 and shall have its retailer’s license revoked.

3592 “(d) A retailer shall keep a record of the gross game of skill machine revenue, awards,
3593 and net income of each game of skill machine in such form as the Office may require.

3594 “(e) A payment required by this section that is not remitted when due shall be assessed a
3595 late payment penalty in amount set forth in D. C. Official Code § 47-4213.

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3596 “(f) In the case of an underpayment of the tax required by this section, there shall be
3597 added to the tax, an amount of interest determined by applying the underpayment rate set forth in
3598 D.C. Official Code § 47-4201 to the amount of the underpayment for the period of the
3599 underpayment.

3600 “Sec. 421. Deposit of license fees.

3601 “All fees collected under sections 405 through 408 shall be deposited in the Lottery,
3602 Gambling, and Gaming Fund, established by section 4 (D.C. Official Code § 36-601.12).”.

3603 “Sec. 422. Rules and regulations governing game of skill machines.

3604 “(a) The CFO, pursuant to section 424(d) of the District of Columbia Home Rule Act,
3605 approved April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24d), shall issue rules to
3606 implement the provisions of this title.

3607 “(b) The rules issued by the CFO pursuant to subsection (a) of this section shall include:

3608 “(1) Standards for conducting inspections of game of skill machines for
3609 compliance with industry standards;

3610 “(2) Standards for inspecting licensed establishments for compliance with this
3611 title;

3612 “(3) Minimum and maximum payment amounts for playing game of skill
3613 machines;

3614 “(4) The maximum amount of allowable winnings per game;

3615 “(5) Requirements relating to how fees and taxes are to be remitted;

3616 “(6) The method of accounting to be used by a licensed establishment where a
3617 game of skill machine is authorized;

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- 3618 “(7) Methods of age verification;
- 3619 “(8) Types of records that shall be required to be maintained by a licensee;
- 3620 “(9) Posting requirements;
- 3621 “(10) Advertising guidelines, including specific language concerning individuals
- 3622 under the age of 18;
- 3623 “(11) Penalties for a violation of this title or rule issued pursuant to this title; and
- 3624 “(12) Internal control standards for game of skill machines.

3625 Sec. 6023. Title 25 of the District of Columbia Official Code is amended as follows:

3626 (a) Section 25-101 is amended as follows:

3627 (1) A new paragraph (22B) is added to read as follows:

3628 “(22B) “Game of skill machine” has the meaning set forth in section 401(5) of the

3629 Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable

3630 Purposes in the District of Columbia, as introduced on May 18, 2020 (Bill 23-760).”.

3631 (2) A new paragraph (53A) is added to read as follows:

3632 “(53A) “Voucher” means a ticket issued by a game of skill machine that is

3633 redeemable for cash winnings.”.

3634 (b) Section 25-113a is amended as follows:

3635 (1) The section is redesignated as § 25-113.01.

3636 (2) The section heading is amended to read as follows:

3637 “§ 25-113.01. License endorsements.”.

3638 (3) A new subsection (e) is added to read as follows:

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3639 “(e)(1) A licensee under a manufacturer’s license class A or B holding an on-site sales
3640 and consumption permit, or an on-premises retailer’s license, class C/R, D/R, C/H, D/H, C/T,
3641 D/T, C/N, D/N, C/X, or DX, shall obtain a game of skill machine endorsement from the Board in
3642 order to offer a game of skill machine on the licensed premises.

3643 “(2)(A) A game of skill machine shall not be placed on outdoor public or private
3644 space; provided, that the Board, in its discretion, may allow for the placement of a game of skill
3645 on outdoor public or private space if, in the Board’s determination, activity associated with the
3646 game of skill machine is:

3647 “(i) Not visible from a public street or sidewalk;

3648 “(ii) Adequately secured against unauthorized entrance; and

3649 “(iii) Accessible only by patrons from within the establishment.

3650 “(B) Subparagraph (A) of this paragraph shall not apply to a licensee
3651 operating a passenger-carrying marine vessel in accordance with § 25-113(h).”.

3652 (c) Section 25-401 is amended by adding a new subsection (e) to read as follows:

3653 “(e) An applicant for a game of skill machine endorsement shall submit to the Board with
3654 its application:

3655 “(1) A diagram of where the game of skill machines will be placed on the licensed
3656 premises; and

3657 “(2) The name of the manufacturer and distributor of the game of skill machines
3658 and documentation reflecting that the manufacturer and distributor are licensed to do business
3659 and pays taxes in the District of Columbia.”.

3660 (d) Section 25-508 is amended to read as follows:

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3661 “25-508. Minimum fee for permits, and manager’s license, and endorsement.

3662 “The minimum fees for permits, manager’s license, and endorsement shall be as follows:

3663 “Tasting permit for class A licensees \$100/year

3664 “Importation permit \$5

3665 “Manager’s license \$100/year

3666 “On-site sales and consumption permit \$1,000/year

3667 “Game of skill machine endorsement \$200”.

3668 (e) Chapter 7 is amended as follows:

3669 (1) The table of contents is amended by adding a new section designation to read

3670 as follows:

3671 “§ 25-786. Game of skill machine operating requirements.”.

3672 (2) Section 25-763 is amended by adding a new subsection (g) to read as follows:

3673 “(g) Exterior signs advertising game of skill machines shall be prohibited on the licensed

3674 establishment.”.

3675 (3) Section 25-765 is amended by adding a new subsection (c) to read as follows:

3676 “(c) Advertisements related to game of skill machines shall not be placed on the interior

3677 or exterior of a window or on the exterior of a door that is used to enter or exit the licensed

3678 establishment.”.

3679 (4) A new section 25-786 is added to read as follows:

3680 “§ 25-786. Game of skill machine operating requirements.

3681 “A licensee with a game of skill machine endorsement shall:

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3682 “(1) Not allow or permit a person under 18 years of age to play a game of skill
3683 machine and shall designate an employee to regularly monitor the designated area where game of
3684 skill machines are played to ensure that no person under 18 years of age is playing or attempting
3685 to play a game of skill machine;

3686 “(2) Verify that each person playing a game of skill machine is lawfully permitted
3687 to do so by checking the person’s government-issued identification document upon entry into
3688 either the licensed establishment or the designated area where the game of skill machines are
3689 located and where the person seeks to cash out his or her winnings, if any; except, that the failure
3690 of a licensee to verify a person’s identification shall not be a violation of this paragraph if the
3691 person whose identification was not checked is 18 years of age or older;

3692 “(3) Not allow or permit a person that appears intoxicated or under the influence
3693 of a narcotic or other substance to play a game of skill machine;

3694 “(4) Not share revenue from the licensee’s sale of alcohol with a manufacturer or
3695 distributor of a game of skill machine, unless approved by the Board as an owner of the license;

3696 “(5) Not allow or permit the placement of a game of skill machine on an outdoor
3697 public or private space that has not been approved by the Board;

3698 “(6) Not allow or permit the placement of a game of skill machine outside of the
3699 designated areas contained on the applicant’s diagram provided as part of the license application
3700 or outside the areas approved by the Board;

3701 “(7) Not have more than 5 game of skill machines on the licensed premises; and

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3702 “(8) Install security cameras that are operational and record for 30 days, in the
3703 areas designated for game of skill machines, near the cash register or terminal where cash
3704 winnings of game of skill machines are processed, and where the licensee’s money is stored.”.

3705 (f) Section 25-801 is amended by adding a new subsection (h) to read as follows:

3706 “(h) An ABRA investigator may request and check the identification of a person who has
3707 played, is playing, or is attempting to play a game of skill machine. An ABRA investigator may
3708 seize fake identification used by a person under 18 years of age and may seize such records
3709 related to a game of skill machine as the investigator deems appropriate to investigate the
3710 playing of a game of skill machine by a person under 18 years of age.”.

3711 Sec. 6024. Section 865 of An Act To establish a code of law for the District of Columbia,
3712 approved March 3, 1901 (31 Stat. 1331; D.C. Official Code § 22-1704), is amended as follows:

3713 (a) The existing text is designated as subsection (a).

3714 (b) A new subsection (b) is added to read as follows:

3715 “(b) It shall be unlawful to install or operate a game of skill machine in the District
3716 except as permitted by D.C. Official Code § 25-113.01(e). Whoever shall install or operate a
3717 game of skill machine at a location not licensed under Title 25 of the D.C. Official Code shall be
3718 punished by imprisonment for a term of 180 days or fined not more than the amount set forth in
3719 § 22-3571.01, or both.”.

3720 **SUBTITLE D. PAY-BY-PHONE TRANSACTION FEES FUND**

3721 Sec. 6031. Short title.

3722 This subtitle may be cited as the “Pay-By-Phone Transaction Fee Fund Emergency
3723 Amendment Act of 2020”.

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3724 Sec. 6032. Section 9f of the Department of Transportation Establishment Act, effective
3725 September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 50-921.14), is amended to read as
3726 follows:

3727 “Sec. 9f. Parking Meter and Transit Services Pay-by-Phone Transaction Fee Fund.

3728 “(a) There is established the Parking Meter and Transit Services Pay-by-Phone
3729 Transaction Fee Fund (“Fund”), which shall be administered by the director of the District
3730 Department of Transportation in accordance with subsection (c) of this section.

3731 “(b) The following revenue shall be deposited in the Fund:

3732 “(1) Notwithstanding section 3(h) of the District of Columbia Motor Vehicle
3733 Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 91; D.C. Official Code § 50–
3734 2603(8)), all transaction fees imposed upon users who pay for parking, transit fares, Capital
3735 Bikeshare trips, and other forms of shared mobility and transportation services with the pay-by-
3736 phone system; and

3737 “(2) All money remaining in the District Department of Transportation Parking
3738 Meter Pay-by-Phone Transaction Fee Fund at the end of Fiscal Year 2020.

3739 “(c) Money in the Fund shall be used to pay vendors responsible for administering pay-
3740 by-phone payment systems for parking, transit fares, Capital Bikeshare trips, and other forms of
3741 shared mobility and transportation services.

3742 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
3743 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
3744 of a fiscal year, or at any other time.

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3745 “(2) Subject to authorization in an approved budget and financial plan, any funds
3746 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

3747 Sec. 6033. Section 3(h)(1) of the District of Columbia Motor Vehicle Parking Facility
3748 Act of 1942, approved February 16, 1942 (56 Stat. 91; D.C. Official Code § 50-2603(8)(A)),
3749 is amended by striking the phrase “to be transferred to the District Department of Transportation
3750 Parking Meter Pay-by-phone Transaction Fee Fund and the DC Circulator Fund, in accordance
3751 with section 9f of the Department of Transportation Establishment Act of 2002, effective
3752 September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 50-921.14)” and inserting the
3753 phrase “to be transferred to the Parking Meter and Transit Services Pay-by-Phone Transaction
3754 Fee Fund, in accordance with section 9f of the Department of Transportation Establishment Act
3755 of 2002, effective September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 50-921.14), and
3756 the DC Circulator Fund, in accordance with section 11c of the Department of Transportation
3757 Establishment Act of 2002, effective March 6, 2007 (D.C. Law 16-225; D.C. Official Code § 50-
3758 921.33)” in its place.

3759 **SUBTITLE E. ENVIRONMENTAL SPECIAL PURPOSE REVENUE**

3760 **ACCOUNTS**

3761 Sec. 6041. Short title.

3762 This subtitle may be cited as the “Environmental Special Purpose Funds Reestablishment
3763 Emergency Amendment Act of 2020”.

3764 Sec. 6042. The Lead-Hazard Prevention and Elimination Act of 2008, effective
3765 March 31, 2009 (D.C. Law 17-381; D.C. Official Code § 8-231.01 *et seq.*), is amended by
3766 adding a new section 10a to read as follows:

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3767 “Sec. 10a. Lead Poisoning Prevention Fund.

3768 “(a) There is established as a special fund the Lead Poisoning Prevention Fund (“Fund”),
3769 which shall be administered by the Department of Energy and Environment in accordance with
3770 subsection (c) of this section.

3771 “(b) All fees, fines, and penalties received from compliance with and enforcement of this
3772 act, and all interest earned on those monies, shall be deposited into the Fund.

3773 “(c) Money in the Fund shall be used to pay for the costs of implementing this act and
3774 may be used to provide low-income residents of the District with assistance to comply with the
3775 requirements of section 4, in accordance with rules issued by the Mayor.

3776 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
3777 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
3778 of a fiscal year, or at any other time.

3779 “(2) Subject to authorization in an approved budget and financial plan, any funds
3780 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

3781 Sec. 6043. The District of Columbia Underground Storage Tank Management Act of
3782 1990, effective March 8, 1991 (D.C. Law 8-242; D.C. Official Code § 8-113.01 *et seq.*), is
3783 amended by adding a new section 6a to read as follows:

3784 “Sec. 6a. Underground Storage Tank Regulation Fund.

3785 “(a) There is established as a special fund the Underground Storage
3786 Tank Regulation Fund (“Fund”), which shall be administered by the Department of Energy and
3787 Environment in accordance with subsection (c) of this section.

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3788 “(b) All fees, fines, and penalties received from compliance with and enforcement of this
3789 act, and contributions and monies received as reimbursement, and all interest earned on those
3790 monies, shall be deposited into the Fund.

3791 “(c) Money in the Fund shall be used to pay for the costs of implementing this act and
3792 may be used for assessment, clean up, and housing and relocation assistance.

3793 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
3794 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
3795 of a fiscal year, or at any other time.

3796 “(2) Subject to authorization in an approved budget and financial plan, any funds
3797 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

3798 Sec. 6044. The District of Columbia Hazardous Waste Management Act of 1977,
3799 effective March 16, 1978 (D.C. Law 2-64; D.C. Official Code § 8-1301 *et seq.*), is amended by
3800 adding a new section 21a to read as follows:

3801 “Sec. 21a. Hazardous Waste and Toxic Chemical Source Reduction Fund.

3802 “(a) There is established as a special fund the Hazardous Waste and Toxic Chemical
3803 Source Reduction Fund (“Fund”), which shall be administered by the Department of Energy and
3804 Environment in accordance with subsection (c) of this section.

3805 “(b) All fees, fines, and penalties received from compliance with and enforcement of this
3806 act, and all interest earned on those monies, shall be deposited into the Fund.

3807 “(c) Money in the Fund shall be used to pay for the costs of implementing this act.

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3808 “(d)(1) The money deposited into the Fund but not expended in a fiscal year shall not
3809 revert to the unassigned fund balance of the General Fund of the District of Columbia at the end
3810 of a fiscal year, or at any other time.

3811 “(2) Subject to authorization in an approved budget and financial plan, any funds
3812 appropriated in the Fund shall be continually available without regard to fiscal year limitation.”.

3813 **SUBTITLE F. ALCOHOLIC BEVERAGE SALES AND DELIVERY**

3814 Sec. 6051. Short title.

3815 This subtitle may be cited as the “Alcoholic Beverage Sales and Delivery Emergency
3816 Amendment Act of 2020”.

3817 Sec. 6052. Chapter 7 of Title 25 of the District of Columbia Official Code is amended as
3818 follows:

3819 (a) Section 25-112 is amended by adding a new subsection (h) to read as follows:

3820 “(h)(1) A retailer with commercial street frontage at the Walter E. Washington
3821 Convention Center that sells food and is approved by the Washington Convention and Sports
3822 Authority to sell alcoholic beverages for on-premises consumption (“Convention Center food
3823 and alcohol business”) that registers as a Convention Center food and alcohol business with the
3824 Board and receives written authorization from ABRA may sell beer, wine, or spirits in closed
3825 containers to individuals for carry out and may deliver beer, wine, or spirits in closed containers
3826 to consumers in the District, pursuant to §§ 25-113(a)(3)(C) and 25-113a(h); provided, that such
3827 carry out and delivery orders are accompanied by one or more prepared food items.

3828 “(2) Board approval shall not be required for a registration under this subsection
3829 that occurs before April 1, 2021.

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3830 “(3) After March 31, 2021, a Convention Center food and alcohol business that
3831 does not hold a valid registration under this subparagraph shall be required to obtain a carry out
3832 and delivery license as set forth in § 25-113.01(h) to sell beer, wine, or spirits in closed
3833 containers to customers to carry out and to sell and deliver to the homes of District residents
3834 beer, wine, or spirits in closed containers for delivery .

3835 “(4) A Convention Center food and alcohol business that has been authorized to
3836 offer alcoholic beverages for carry out and delivery in accordance with paragraph (1) of this
3837 subsection may only offer alcoholic beverages for carry out and delivery between the hours of
3838 6:00 a.m. and 1:00 a.m., 7 days a week.”.

3839 (b) Section 25-113(a)(3)(C) is amended to read as follows:

3840 “(C) An on-premises retailer’s licensee, class C/R, D/R, C/T, D/T, C/H,
3841 D/H, C/N, D/N, C/X, or D/X, including a multipurpose facility or private club, that registers with
3842 the Board and receives written authorization from ABRA may sell beer, wine, or spirits in closed
3843 containers to individuals for carry out, or deliver beer, wine, or spirits in closed containers to
3844 consumers in the District between the hours of 6:00 a.m. and 1:00 a.m., 7 days a week; provided,
3845 that each such carry out or delivery order is accompanied by one or more prepared food items.
3846 Board approval shall not be required for a registration under this subparagraph that occurs prior
3847 to April 1, 2021. After March 31, 2021, an on-premises retailer that does not hold a valid
3848 registration under this subparagraph shall be required to obtain a carry out and delivery
3849 endorsement as set forth in § 25-113a(g) in order to sell for carry out and deliver alcoholic
3850 beverages.”.

3851 (c) Section 25-113.01 is amended by adding new subsections (g) and (h) to read as

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3852 follows:

3853 “(g)(1) Effective April 1, 2021, a licensee under an on-premises retailer’s license, class
3854 C/R, D/R, C/T, D/T, C/H, D/H, C/N, D/N, C/X, or D/X, including a multipurpose facility or
3855 private club, shall obtain a carry out and delivery endorsement from the Board to be eligible to
3856 sell beer, wine, or spirits in closed containers to individuals for carry out, or deliver beer, wine,
3857 or spirits in closed containers to consumers in the District.

3858 “(2) Carry out sales and delivery shall be authorized under paragraph (1) of this
3859 subsection only between the hours of 6:00 a.m. and 1:00 a.m., 7 days a week.

3860 “(3) Each carry out or delivery order of an alcoholic beverage pursuant to
3861 paragraph (1) of this subsection shall be accompanied by one or more prepared food items.

3862 “(4) The annual fee for a carry out and delivery endorsement shall be established
3863 by the Board in an amount not less than \$200.

3864 “(5) An on-premises retailer’s licensee that has registered with the Board under §
3865 25-113(a)(3)(C) before April 1, 2021 (a “registered licensee”), shall not be required to apply with
3866 the Board for an endorsement under this subsection, and the registered licensee shall be granted
3867 the carry out and delivery endorsement upon request to the Board, if the registered licensee
3868 makes the request and pays the annual fee required by paragraph (4) of this subsection by March
3869 31, 2021.

3870 “(h)(1) Effective April 1, 2021, a Convention Center food and alcohol business that has
3871 registered with the Board under § 25-112(h), shall obtain a carry out and delivery license from
3872 the Board to be eligible to sell beer, wine, or spirits in closed containers to individuals for carry
3873 out, or deliver beer, wine, or spirits in closed containers to consumers in the District.

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3874 “(2) Carry out sales and delivery shall be authorized under paragraph (1) of this
3875 subsection only between the hours of 6:00 a.m. and 1:00 a.m., 7 days a week.

3876 “(3) Each carry out or delivery order of an alcoholic beverage pursuant to
3877 paragraph (1) of this subsection shall be accompanied by one or more prepared food items.

3878 “(4) The annual fee for a carry out and delivery license shall be established by the
3879 Board in an amount not less than \$200.

3880 “(5) A Convention Center food and alcohol business that has registered with the
3881 Board under § 25-112(h) before April 1, 2021 (“registered Convention Center food and alcohol
3882 business”), shall not be required to apply with the Board for a license under this subsection, and
3883 the registered Convention Center food and alcohol business shall be granted a carry out and
3884 delivery license upon request to the Board, if the registered Convention Center food and alcohol
3885 business makes the request and pays the annual fee required by paragraph (4) of this subsection
3886 by March 31, 2021.

3887 “(6) Beginning June 30, 2022, and each year thereafter, ABRA shall submit an
3888 annual report to the Council on the outcomes of this section, including the number of on-premise
3889 licensees participating in the carry-out and delivery option, and the number of on- and off-
3890 premise retailer licensees that may have closed after the carry-out and delivery option was
3891 implemented”.

3892 (d) Section 25-721 is amended as follows:

3893 (1) Subsection (a-1) is amended by striking the phrase “7:00 a.m. and 12:00 a.m.”
3894 and inserting the phrase “6:00 a.m. and 1:00 a.m.” in its place.

3895 (2) Subsection (c) is amended as follows:

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3896 (A) Paragraph (1) is amended by striking the phrase “2:00 a.m. and 8:00
3897 a.m.” and inserting the phrase “2:00 a.m. and 6:00 a.m.” in its place.

3898 (B) Paragraph (2) is amended by striking the phrase “3:00 a.m. and 8:00
3899 a.m.” and inserting the phrase “3:00 a.m. 6:00 a.m.” in its place.

3900 (3) Subsection (d) is amended by striking the phrase “7:00 a.m. and midnight”
3901 and inserting the phrase “6:00 a.m. and 1:00 a.m.” in its place.

3902 (e) Section 25-722 is amended as follows:

3903 (1) Subsection (a) is amended by striking the phrase “7:00 a.m. and midnight” and
3904 inserting the phrase “6:00 a.m. and 1:00 a.m.” in its place.

3905 (2) Subsection (b) is amended by striking the phrase “7:00 a.m. and midnight”
3906 and inserting the phrase “6:00 a.m. and 1:00 a.m.” in its place.

3907 (f) Section 25-723 is amended as follows:

3908 (1) Subsection (b) is amended as follows:

3909 (A) Paragraph (1) is amended by striking the phrase “2:00 a.m. and 8:00
3910 a.m.” and inserting the phrase “2:00 a.m. and 6:00 a.m.” in its place.

3911 (B) Paragraph (2) is amended by striking the phrase “3:00 a.m. and 8:00
3912 a.m.” and inserting the phrase “3:00 a.m. and 6:00 a.m.” in its place.

3913 (2) Subsection (c)(1) is amended as follows:

3914 (A) Subparagraph (C) is amended by striking the word “and”.

3915 (B) Subparagraph (D) is amended by striking the period and inserting the
3916 phrase “; and” in its place.

3917 (C) A new subparagraph (E) is added to read as follows:

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3918 “(E) The Saturday and Sunday adjacent to Veterans Day, Christmas Day,
3919 and District of Columbia Emancipation Day as set forth in § 1-612.02(a); except, that if the
3920 holiday under this subparagraph occurs on a Tuesday, the extended hours shall occur on the
3921 preceding Saturday and Sunday and if a holiday under this subparagraph occurs on a Wednesday
3922 or Thursday, the extended hours shall occur on the following Saturday and Sunday.”.

3923 (3) Subsection (e)(1) is amended by striking the phrase “2017, January 14 through
3924 January 22” and inserting the phrase “2021, January 9 through January 24” in its place.

3925 **SUBTITLE G. THIRD-PARTY INSPECTION PLATFORM**

3926 Sec. 6061. Short title.

3927 This subtitle may be cited as the “Third-Party Inspection Platform Emergency
3928 Amendment Act of 2020”.

3929 Sec. 6062. Section 6d of the Construction Codes Approval and Amendments Act of 1986,
3930 effective June 25, 2002 (D.C. Law 14-162; D.C. Official Code § 6-1405.04), is amended by
3931 adding a new subsection (f) to read as follows:

3932 “(f) The Department may establish an online platform that may, at the Director’s
3933 discretion, serve as the exclusive mechanism by which an individual or entity may hire a third-
3934 party inspector to perform an inspection authorized by this section. The Department may charge
3935 a fee for the use of the online platform by an individual or entity and by the third-party
3936 inspectors.”.

3937 **SUBTITLE H. PARKING RECIPROCITY FEE UPDATE AMENDMENT**

3938 Sec. 6071. Short title.

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3939 This subtitle may be cited as the “Reciprocity Parking Fee Update Emergency
3940 Amendment Act of 2020”.

3941 Sec. 6072. Section 8(d) of the District of Columbia Traffic Act, 1925, approved March 3,
3942 1925 (43 Stat. 1123; D.C. Official Code § 50-1401.02(d)), is amended by striking the phrase
3943 “\$50” and inserting the phrase “\$100” in its place.

3944 **SUBTITLE I. TAG TRANSFER FEE UPDATE AMENDMENT**

3945 Sec. 6081. Short title.

3946 This subtitle may be cited as the “Tag Transfer Fee Update Emergency Amendment Act
3947 of 2020”.

3948 Sec. 6082. Section 2(e) of the District of Columbia Revenue Act of 1937, approved
3949 August 17, 1937 (50 Stat. 680; D.C. Official Code § 50-1501.02(e)), is amended as follows:

3950 (a) Paragraph (2) is amended by striking the phrase “\$7” and inserting the phrase “\$12”
3951 in its place.

3952 (b) Paragraph (5) is amended by striking the phrase “\$7” and inserting the phrase “\$12”
3953 in its place.

3954 **SUBTITLE J. ATE PROGRAM REPORTING REQUIREMENT AMENDMENT**

3955 Sec. 6091. Short title.

3956 This subtitle may be cited as the “ATE Reporting Requirement Emergency Amendment
3957 Act of 2020”.

3958 Sec. 6092. The Fiscal Year 1997 Budget Support Act of 1996, effective April 9,
3959 1997 (D.C. Law 11-198; D.C. Official Code § 50-2209.01 *et seq.*), is amended by adding
3960 a new section 905 to read as follows:

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3961 “Sec. 905. ATE Reporting to Council.

3962 “Beginning January 1, 2021, the District Department of Transportation, in consultation
3963 with the Department of Motor Vehicles, shall report to the Council on a semi-annual basis the
3964 following information:

3965 “(1) The top 15 automated traffic enforcement (“ATE”) locations by value of
3966 citations generated in the District;

3967 “(2) The breakdown of the jurisdictions where those receiving ATE citations and
3968 with outstanding ATE citation debt have their vehicle registered;

3969 “(3) The locations of where cameras have been added in the last 6 months and the
3970 reasons why those locations were chosen; and

3971 “(4) The amount of ATE citations issued in total and by location.”.

3972 **SUBTITLE K. CAPACITY MARKET WITHDRAWAL FEASIBILITY STUDY**

3973 Sec. 6101. Short title.

3974 This subtitle may be cited as the “Capacity Market Withdrawal Feasibility Study
3975 Emergency Act of 2020”.

3976 Sec. 6102. Feasibility study.

3977 By July 1, 2021, the District Department of Energy and the Environment shall make
3978 publicly available a study that evaluates and makes recommendations regarding the District
3979 withdrawing from the PJM capacity market, including outlining the potential advantages and
3980 disadvantages of withdrawal, the anticipated effects of *Calpine Corporation, et al. v. PJM*
3981 *Interconnection, L.L.C.*, 169 FERC ¶ 61,239 (2019) on the District, and the procedure for
3982 withdrawal from the PJM capacity market, including any necessary legislative changes.

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3983 **SUBTITLE L. COMPETITIVE GRANT**

3984 Sec. 6111. Short title.

3985 This subtitle may be cited as the “Competitive Grant Emergency Act of 2020”.

3986 Sec. 6112. The Department of Energy and Environment shall award an annual grant on a
3987 competitive basis, in an amount not to exceed \$200,000, to provide wildlife rehabilitation
3988 services.

3989 **SUBTITLE M. URBAN AGRICULTURE FUNDING**

3990 Sec. 6121. Short title.

3991 This subtitle may be cited as the “Urban Agriculture Funding Emergency
3992 Amendment Act of 2020”.

3993 Sec. 6122. The Food Production and Urban Gardens Program Act of 1986, effective
3994 February 28, 1987 (D.C. Law 6-210; D.C. Official Code § 48-401 *et seq.*), is amended as
3995 follows:

3996 (a) Section 3a(d)(1) (D.C. Official Code § 48-402.01(d)(1)) is amended by striking the
3997 phrase “base period of 5 years” and inserting the phrase “base period of at least 5 years” in its
3998 place.

3999 (b) Section 3b is amended to read as follows:

4000 “Sec. 3b. Limitations on expenditures.

4001 “Total real property tax abatements provided for certain urban farms established pursuant
4002 to D.C. Official Code § 47-868 and the tax-exempt status conferred by D.C. Official Code § 47-
4003 1005(c) shall not exceed \$150,000 each year.”.

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4004 Sec. 6123. Section 47–1005(c) of Title 47 of the District of Columbia Official Code is
4005 amended by striking the phrase “Department of General Services” and inserting the phrase
4006 “Department of Energy and Environment” in its place.

4007 **SUBTITLE N. WASTE DISPOSAL FEES**

4008 Sec. 6131. Short title.

4009 This subtitle may be cited as the “Waste Disposal Fees Regulation Emergency
4010 Amendment Act of 2020”.

4011 Sec. 6132. Section 720.8 of title 21 of the District of Columbia Municipal Regulations is
4012 amended to read as follows:

4013 “720.8 Beginning on October 1, 2020, the applicable fee for the disposal of each ton of
4014 solid waste at the waste-handling facilities, excluding those wastes specified in § 720.5, 720.6,
4015 and 720.7, shall be seventy dollars and sixty-two cents (\$70.62) for each ton disposed; provided,
4016 that a minimum fee of thirty five dollars and thirty-one cents (\$35.31) shall be imposed on each
4017 load weighing one thousand pounds (1,000 lb.) or less.”.

4018 **SUBTITLE O. FAST FERRY GRANT**

4019 Sec. 6141. Short title.

4020 This subtitle may be cited as the “Fast Ferry Grant Emergency Act of 2020”.

4021 Sec. 6142. (a) In Fiscal Year 2021, the District Department of Transportation (“DDOT”)
4022 shall award a grant of not less than \$250,000 to a regional transportation system supporting
4023 efforts to establish M-495 Commuter Fast Ferry Service on the Occoquan, Potomac, and
4024 Anacostia River system.

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4025 (b) A grant awarded pursuant to this section shall be in addition to any other grant
4026 awarded by DDOT for fast ferry service.

4027 **TITLE VII. FINANCE AND REVENUE**

4028 **SUBTITLE A. PERSONAL PROPERTY TAX**

4029 Sec. 7001. Short title.

4030 This subtitle may be cited as the “Personal Property Tax Emergency Amendment Act of
4031 2020”.

4032 Sec. 7002. Title 47 of the District of Columbia Official Code is amended as follows:

4033 (a) Section 47-1508 is amended by adding a new paragraph (13) to read as follows:

4034 “(13)(A) Computer software, unless:

4035 “(i) The software is incorporated as a permanent component of a
4036 computer, machine, piece of equipment, or device, or of real property, and the software is not
4037 commonly available separately; or

4038 “(ii) The cost of the software is included as part of the cost of a
4039 computer, machine, piece of equipment, or device, or of the cost of real property on the books or
4040 records of the taxpayer.

4041 “(B) This paragraph shall not be construed to affect the value of a
4042 machine, device, piece of equipment, or computer, or the value of real property, or to affect the
4043 taxable status of any other property subject to tax under this title.”.

4044 (b) Section 47-1521 is amended as follows:

4045 (1) Paragraph (1) is redesignated as paragraph (1A).

4046 (2) A new paragraph (1) is added to read as follows:

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4047 “(1) “Computer software” means a set of statements or instructions that when
4048 incorporated in a machine-usable medium is capable of causing a machine or device having
4049 information processing capabilities to indicate, perform, or achieve a particular function, task, or
4050 result.”.

4051 (3) Paragraph (4) is amended by striking the phrase “goods and chattels” and
4052 inserting the phrase “goods and chattels, including computer software,” in its place.

4053 Sec. 7003. Applicability.

4054 This subtitle shall apply as of July 1, 2021.

4055 **SUBTITLE B. UNINCORPORATED BUSINESS FRANCHISE TAX**

4056 Sec. 7011. Short title.

4057 This subtitle may be cited as the “Unincorporated Business Tax Emergency Amendment
4058 Act of 2020”.

4059 Sec. 7012. Section 47-1808.02(1) of the District of Columbia Official Code is amended
4060 by inserting the following sentence at the end:

4061 “Taxable income shall include gain from the sale or other disposition of any assets,
4062 including tangible assets and intangible assets, including real property and interests in real
4063 property, in the District, even when such a sale or other disposition results in the termination of
4064 an unincorporated business.”.

4065 Sec. 7013. Applicability.

4066 This subtitle shall apply as of January 1, 2021.

4067 **SUBTITLE C. BALLPARK REVENUE FUND**

4068 Sec. 7021. Short title.

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4069 This subtitle may be cited as the “Ballpark Revenue Fund Excess Revenue Emergency
4070 Amendment Act of 2020”.

4071 Sec. 7022. Section 102(d) of the Ballpark Omnibus Financing and Revenue Act of 2004,
4072 effective April 8, 2005 (D.C. Law 15-320; D.C. Official Code § 10-1601.02(d)), is amended by
4073 striking the phrase “due on the bonds.” and inserting the phrase “due on the bonds; provided, that
4074 any excess that accrues during Fiscal Year 2020, Fiscal Year 2021, or Fiscal Year 2022 shall be
4075 deposited in the unrestricted fund balance of the General Fund during the fiscal year in which it
4076 accrues.” in its place.

4077 Sec. 7023. Applicability.

4078 This subtitle shall apply as of August 1, 2020.

4079 **SUBTITLE D. EVENTS DC AUTHORITY**

4080 Sec. 7031. Short title.

4081 This subtitle may be cited as the “Events DC Authority Emergency Amendment Act of
4082 2020”.

4083 Sec. 7032. Title II of the Washington Convention Center Authority Act of 1994, effective
4084 September 28, 1994 (D.C. Law 10-188; D.C. Official Code § 10-1202.01 *et seq.*), is amended as
4085 follows:

4086 (a) Section 203 (D.C. Official Code § 10-1202.03) is amended as follows:

4087 (1) Paragraph (10K) is amended by striking the period and inserting a semicolon
4088 in its place.

4089 (2) A new paragraph (10L) is added to read as follows:

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4090 “(10L) To issue grants pursuant to section 208(h) to support go-go music in the
4091 District of Columbia.”.

4092 (b) Section 204(m) (D.C. Official Code § 10-1202.04(m)), is amended by striking the
4093 phrase “Fiscal Year 2019 or Fiscal Year 2020” and inserting the phrase “Fiscal Year 2020 or
4094 Fiscal Year 2021” in its place.

4095 (c) Section 208 (D.C. Official Code § 10-1202.08) is amended by adding a new
4096 subsection (h) to read as follows:

4097 “(h) For Fiscal Year 2021, the Authority shall issue not less than \$1 million in grants
4098 from the Convention Center Fund to support go-go related programming, branding, tourism, and
4099 marketing; provided, that funds are available for such purpose and that the Authority first satisfy
4100 its current liabilities and legally required reserves, which shall not include the elective purchase
4101 or redemption of outstanding indebtedness, unless such purchase or redemption is for the
4102 purpose of securing a lower cost of borrowing and lower debt service payments.”.

4103 **SUBTITLE E. PARKSIDE PARCEL E AND J MIXED-INCOME APARTMENTS**
4104 **TAX ABATEMENT**

4105 Sec. 7041. This subtitle may be cited as the “Parkside Parcel E and J Mixed-Income
4106 Apartments Tax Abatement Emergency Amendment Act of 2020”.

4107 Sec. 7042. Section 47-4658 of the District of Columbia Official Code is amended by
4108 striking the number “2020” and inserting the number “2022” in its place both times it appears.

4109 Sec. 3063. Applicability.

4110 This subtitle shall apply as of the effective date of this act.

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4112 **SUBTITLE F. OFF PREMISES ALCOHOL TAX RATE**

4113 Sec. 7051. This subtitle may be cited as the “Off Premises Alcohol Tax Rate Emergency
4114 Amendment Act of 2020”.

4115 Sec. 7052. Section 47-2202(a) of the District of Columbia Official Code is amended as
4116 follows:

4117 (a) Paragraph (3) is amended by striking the phrase “defined in § 47-2001(g-1)” and
4118 inserting the phrase “defined in § 47-2001(g-1) or spirituous or malt liquors, beer, and wine sold
4119 by an alcoholic beverage licensee acting under authority of §§ 25-112(h)(1), 25-113(a)(3)(C), or
4120 25-113a(g) or (h)” in its place.

4121 (b) Paragraph (3A) is amended by striking the phrase “where sold” and inserting the
4122 phrase “where sold, unless sold by an alcoholic beverage licensee acting under authority of §§
4123 25-112(h)(1), 25-113(a)(3)(C), or 25-113a(g) or (h)” in its place.

4124 **SUBTITLE G. SUBJECT-TO-APPROPRIATIONS REPEALS AND**
4125 **MODIFICATIONS**

4126 Sec. 7061. Short title.

4127 This subtitle may be cited as the “Subject-to-Appropriations Emergency Amendment Act
4128 of 2020”.

4129 Sec. 7062. Section 3 of the DC HealthCare Alliance Recertification Simplification
4130 Amendment Act of 2017, effective December 13, 2017 (D.C. Law 22-35; 64 DCR 10929) is
4131 repealed.

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4132 Sec. 7063. Section 3 of the East End Certificate of Need Maximum Fee Establishment
4133 Amendment Act of 2018, effective October 30, 2018, (D.C. Law 22-176; 65 DCR 9552), is
4134 repealed.

4135 Sec. 7064. Section 301(a) of the Birth-to-Three for All DC Amendment Act of 2018,
4136 effective October 30, 2018 (D.C. Law 22-179; 65 DCR 9569), is amended by striking the phrase
4137 “107(b),” and inserting the phrase “107,” in its place.

4138 Sec. 7065. Section 8 of the Tipped Wage Workers Fairness Amendment Act of 2018,
4139 effective December 13, 2018 (D.C. Law 22-196; 65 DCR 12049), is repealed.

4140 Sec. 7066. The Ensuring Community Access to Recreational Spaces Act of 2018,
4141 effective February 22, 2019 (D.C. Law 22-210; D.C. Official Code § 38-431 *et seq.*), is amended
4142 as follows:

4143 (a) Section 4(b) (D.C. Official Code § 38-433(b)) is amended by striking the phrase
4144 “Within 180 days after February 22, 2019, the Mayor” and inserting the phrase “The Mayor” in
4145 its place.

4146 (b) A new section 7a is added to read as follows:

4147 “Sec. 7a. Applicability.

4148 “(a) Section 4 shall apply upon the date of inclusion of its fiscal effect in an approved
4149 budget and financial plan.

4150 “(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect
4151 in an approved budget and financial plan, and provide notice to the Budget Director of the
4152 Council of the certification.

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4153 “(c)(1) The Budget Director shall cause the notice of the certification to be published in
4154 the District of Columbia Register.

4155 “(2) The date of publication of the notice of the certification shall not affect the
4156 applicability of section 4.”.

4157 Sec. 7067. Section 3 of the Boxing and Wrestling Commission Amendment Act of 2018,
4158 effective February 22, 2019 (D.C. Law 22-228; 66 DCR 200), is repealed.

4159 Sec. 7068. The Senior Strategic Plan Amendment Act of 2018, effective March 28, 2019
4160 (D.C. Law 22-267; 66 DCR 1428), is amended by adding a new section 3a to read as follows:

4161 “Sec. 3a. Applicability.

4162 “(a) This act shall apply upon the date of inclusion of its fiscal effect in an approved
4163 budget and financial plan.

4164 “(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect
4165 in an approved budget and financial plan, and provide notice to the Budget Director of the
4166 Council of the certification.

4167 “(c)(1) The Budget Director shall cause the notice of the certification to be published in
4168 the District of Columbia Register.

4169 “(2) The date of publication of the notice of the certification shall not affect the
4170 applicability of this act.”.

4171 Sec. 7069. Section 5 of the Public Restroom Facilities Installation and Promotion Act of
4172 2018, effective April 11, 2019 (D.C. Law 22-280; 66 DCR 1595), is amended to read as follows:

4173 “Sec. 5. Applicability.

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4174 “(a) Section 4 shall apply upon the date of inclusion of its fiscal effect in an approved
4175 budget and financial plan.

4176 “(b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect
4177 in an approved budget and financial plan and provide notice to the Budget Director of the
4178 Council of the certification.

4179 “(c)(1) The Budget Director shall cause the notice of the certification to be published in
4180 the District of Columbia Register.

4181 “(2) The date of publication of the notice of the certification shall not affect the
4182 applicability of section 4.”.

4183 Sec. 7070. Section 5 of the Sports Wagering Lottery Amendment Act of 2018, effective
4184 May 3, 2019 (D.C. Law 22-312; 66 DCR 1402), is repealed.

4185 Sec. 7071. Section 4 of the Mypheduh Films DBA Sankofa Video and Books Real
4186 Property Tax Exemption Act of 2019, effective September 11, 2019 (D.C. Law 23-24; 66 DCR
4187 9759), is repealed.

4188 Sec. 7072. Section 3 of the Certificate of Need Fee Reduction Amendment Act of 2019,
4189 effective March 10, 2020, (D.C. Law 23-60; 67 DCR 568), is repealed.

4190 Sec. 7073. Section 3 of the Electronic Medical Order for Scope of Treatment Registry
4191 Amendment Act of 2019, effective March 10, 2020, (D.C. Law 23-62; 67 DCR 574), is repealed.

4192 Sec. 7074. Section 5 of the Housing Conversion and Eviction Clarification Amendment
4193 Act of 2020, effective April 16, 2020 (D.C. Law 23-72; 67 DCR 2476), is repealed.

4194 Sec. 7075. Section 5 of the Urban Farming Land Lease Amendment Act of 2020,
4195 effective April 16, 2020 (D.C. Law 23-80; 67 DCR 2494), is repealed.

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4196 Sec. 7076. Section 4 of the Office on Caribbean Affairs Establishment Act of 2020,
4197 effective May 6, 2020 (D.C. Law 23-87; 67 DCR 3534), is repealed.

4198 Sec. 7077. Section 3 of the Strengthening Reproductive Health Protections Amendment
4199 Act of 2020, effective May 6, 2020 (D.C. Law 23-90; 67 DCR 3537), is repealed.

4200 Sec. 7078. Section 6 of the Certified Professional Midwife Amendment Act of 2020,
4201 effective June 17, 2020, (D.C. Law 23-97; 67 DCR 3912), is repealed.

4202 Sec. 7079. Section 3 of the Leave to Vote Amendment Act of 2020, effective June 24,
4203 2020 (D.C. Law 23-110; 67 DCR 5057), is repealed.

4204 Sec. 7080. Section 3 of the Transportation Benefits Equity Amendment Act of 2020,
4205 effective June 24, 2020 (D.C. Law 23-113; 67 DCR 5069), is repealed.

4206 Sec. 7081. Section 3 of the Professional Art Therapist Licensure Amendment Act of
4207 2020, effective June 24, 2020, (D.C. Law 23-115; 67 DCR 5077), is repealed.

4208 Sec. 7082. Section 6 of the Ivory and Horn Trafficking Prohibition Act of 2020,
4209 enacted on April 27, 2020 (D.C. Act 23-302; 67 DCR 5060), is repealed.

4210 **SUBTITLE H. COUNCIL PERIOD 23 RULE 736 AND OTHER REPEALS**

4211 Sec. 7091. Short title.

4212 This subtitle may be cited as the “Council Period 23 Rule 736 and Other Repeals
4213 Emergency Amendment Act of 2020”.

4214 Sec. 7092. Section 202 of the Ballpark Omnibus Financing and Revenue Act of 2004,
4215 effective April 8, 2005 (D.C. Law 15-320; D.C. Official Code § 10-1602.02), is repealed.

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4216 Sec. 7093. Sections 103 and 105(c) of the Employee Transportation Amendment Act of
4217 2012, effective March 5, 2013 (D.C. Law 19-223; D.C. Official Code §§ 50-211.03 and 50-
4218 211.05(c)), are repealed.

4219 Sec. 7094. Section 3602(d) of the Restrictions on the Use of Official Vehicles Act of
4220 2000, effective October 19, 2000 (D.C. Law 13-172; D.C. Official Code § 50-204(d)), is
4221 repealed.

4222 Sec. 7095. The Exhaust Emissions Inspection Amendment Act of 2017, effective January
4223 25, 2018 (D.C. Law 22-47; 64 DCR 12403).

4224 Sec. 7096. The Mobile DMV Act of 2017, effective January 25, 2018 (D.C. Law 22-49;
4225 D.C. Official Code § 50-915), is repealed.

4226 Sec. 7097. The Public School Health Services Amendment Act of 2017, effective
4227 February 17, 2018 (D.C. Law 22-61; 65 DCR 127), is repealed.

4228 Sec. 7098. The DC Healthcare Alliance Re-Enrollment Reform Amendment Act of 2017,
4229 effective February 17, 2018 (D.C. Law 22-62; 65 DCR 9), is repealed.

4230 Sec. 7099. The Ballpark Fee Forgiveness Act of 2017, effective February 28, 2018 (D.C.
4231 Law 22-64; 65 DCR 328), is repealed.

4232 Sec. 7100. Section 2(nn) and (oo) of the Homeless Services Reform Amendment Act of
4233 2017, effective February 28, 2018 (D.C. Law 22-65; 65 DCR 331), are repealed.

4234 Sec. 7101. The East End Commercial Real Property Tax Rate Reduction Amendment Act
4235 of 2018, effective March 29, 2018 (D.C. Law 22-81; 65 DCR 1582), is repealed.

4236 Sec. 7102. The Relieve High Unemployment Tax Incentives Act of 2018, effective April
4237 25, 2018 (D.C. Law 22-85; 65 DCR 1805), is repealed.

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4238 Sec. 7103. Section 1013(g) of the Innovation Fund Establishment Act of 2013, effective
4239 December 24, 2013 (D.C. Law 20-61; D.C. Official Code § 1-325.222(g)), is repealed.

4240 Sec. 7104. The Health Care Provider Facility Expansion Program Establishment Act of
4241 2018, effective May 5, 2018 (D.C. Law 22-97; D.C. Official Code § 7-1941.01 *et seq.*), is
4242 repealed.

4243 Sec. 7105. The School Health Innovations Grant Program Amendment Act of 2018,
4244 effective May 5, 2018 (D.C. Law 22-98; D.C. Official Code § 38-671.01 *et seq.*), is repealed.

4245 Sec. 7106. The Telehealth Medicaid Expansion Amendment Act of 2018, effective July
4246 3, 2018 (D.C. Law 22-126; 65 DCR 5110), is repealed.

4247 Sec. 7107. The Expenditure Commission Establishment Act of 2019, effective September
4248 11, 2019 (D.C. Law 23-16; 66 DCR 8621), is repealed.

4249 **SUBTITLE I. DISTRICT HISTORY GRANT**

4250 Sec. 7111. Short title.

4251 This subtitle may be cited as the “District History Grant Emergency Act of 2020”.

4252 Sec. 7112. (a) The Washington Convention and Sports Authority (“Events DC”)
4253 shall award a grant to a nonprofit organization occupying space in the Carnegie Library
4254 building that is engaged in collecting, interpreting, and sharing the history of the District.

4255 (b) In Fiscal Year 2021, of the funds allocated to the Non-Departmental Account,
4256 \$100,000 shall be transferred to Events DC to use for the grant authorized by subsection
4257 (a) of this section.

4258 (c) A grant awarded pursuant to this section shall be in addition to any other grant
4259 awarded by Events DC in support of historical education and research.

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4260 **SUBTITLE J. NATIONAL CHERRY BLOSSOM FESTIVAL FUNDRAISING**

4261 **MATCH**

4262 Sec. 7121. Short title.

4263 This subtitle may be cited as the “National Cherry Blossom Festival Fundraising
4264 Match Emergency Act of 2020”.

4265 Sec. 7122. National Cherry Blossom Festival Fundraising.

4266 (a) There is established a matching grant program to support the 2021 National
4267 Cherry Blossom Festival (“Program”), which shall be administered by the Washington
4268 Convention and Sports Authority (“Events DC”). Under the Program, a matching grant
4269 shall be awarded to a nonprofit organization that organizes and produces an event or
4270 events as part of the official, month-long National Cherry Blossom Festival (“Festival”)
4271 of up to \$1,000,000 for every dollar above \$1,000,000 that the organization has raised in
4272 corporate donations by March 31, 2021.

4273 (b) In Fiscal Year 2021, of the funds allocated to the Non-Departmental Account,
4274 \$1,000,000 shall be transferred to Events DC to use for the grant authorized by
4275 subsection (a) of this section.

4276 (c) A grant awarded pursuant to this section shall be in addition to any other grant
4277 awarded by Events DC in support of the Festival.

4278 **SUBTITLE K. MOTOR VEHICLE FUEL TAX**

4279 Sec. 7131. Short Title.

4280 This subtitle may be cited as the “Motor Vehicle Fuel Tax Emergency Amendment Act
4281 of 2020”.

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4282 Sec. 7132. Section 47-2301(a) of the District of Columbia Official Code is amended to
4283 read as follows:

4284 “(a)(1) The District shall levy and collect a tax on motor vehicle fuels equal to \$.288 per
4285 gallon.

4286 “(2) As of October 1, 2021, the rate shall be \$.338 per gallon; and

4287 “(3) As of October 1, 2022, the rate shall be adjusted annually based on the
4288 greater of:

4289 “(A) The change in the Consumer Price Index for All Urban Consumers
4290 for the Washington-Arlington-Alexandria, DC-MD-VA-WV Metropolitan Statistical Area (or
4291 such successor metropolitan statistical area that includes the District) for the preceding calendar
4292 year; or

4293 “(B) Zero.”.

4294 **SUBTITLE L. ADVERTISING AND PERSONAL INFORMATION TAXES**

4295 Sec. 7141. Short Title.

4296 This subtitle may be cited as the “Advertising and Personal Information Tax Emergency
4297 Amendment Act of 2020”.

4298 Sec. 7142. Title 47 of the District of Columbia Official Code is amended as follows:

4299 (a) Chapter 20 is amended as follows:

4300 (1) Section 47-2001 is amended as follows:

4301 (A) Subsection (a-2) is redesignated as subsection (a-3);

4302 (B) A new subsection (a-2) is added to read as follows:

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4303 “(a-2) “Advertising services” means the planning, creating, placing, or display of
4304 advertising in newspapers, magazines, billboards, broadcasting, and other media, including,
4305 without limitation, the providing of concept, writing, graphic design, mechanical art,
4306 photography, and production supervision.”.

4307 (C) Subsection (d-1) is redesignated as subsection (d-2).

4308 (D) A new subsection (d-1) is added to read as follows:

4309 “(d-1) “Digital advertising services” means advertising services related to advertisements
4310 displayed on a digital interface, including advertisements in the form of banner advertising,
4311 search engine advertising, interstitial advertising, or other comparable advertising.”.

4312 (E) A new subsection (d-3) is added to read as follows:

4313 “(d-3) “Digital interface” means any combination of hardware and software that an
4314 individual may use to access internet-based platforms such as websites, parts of websites, or
4315 applications.”.

4316 (F) Subsections (i-1) and (i-2) are redesignated as subsections (i-2) and (i-
4317 3), respectively.

4318 (G) A new subsection (i-1) is added to read as follows:

4319 “(i-1) “Personal information” means information or data that is derived from a person
4320 that identifies, relates to, describes, or is capable of being associated with, a particular person,
4321 including a person’s:

4322 “(1) Name;

4323 “(2) Physical address, mailing address, or other location information;

4324 “(3) Telephone number;

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- 4325 “(4) Email address;
- 4326 “(5) Internet Protocol address;
- 4327 “(6) Digital signature;
- 4328 “(7) Physical characteristics or description;
- 4329 “(8) Biometric data;
- 4330 “(9) Driver’s license number, state identification card number, passport number,
- 4331 social security number, or other government-issued identification number;
- 4332 “(10) Bank account number, debit card number, credit card number, or any other
- 4333 financial information;
- 4334 “(11) Insurance information;
- 4335 “(12) Medical information;
- 4336 “(13) Employment information;
- 4337 “(14) Educational information; or
- 4338 “(15) Browser habits, consumer preferences, and any other data that can be
- 4339 attributed to a person and can be used for marketing, or determining access or costs related to
- 4340 insurance, credit, or health care.”.

4341 (H) Subsection (n)(1) is amended as follows:

4342 (i) Subparagraph (AA)(ii)(II) is amended by striking the phrase “;

4343 or” and inserting a semicolon in its place.

4344 (ii) Subparagraph (BB) is amended by striking the period and

4345 inserting the phrase “; or” in its place.

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4346 (iii) New subparagraphs (CC) and (DD) are added to read as

4347 follows:

4348 “(CC) The sale of or charges for advertising services, including digital
4349 advertising services; or

4350 “(DD) The sale of or charges for personal information.”.

4351 (2) Section 47-2002(a) is amended by adding new paragraphs (9) and (10) to read
4352 as follows:

4353 “(9) The rate of tax shall be 3% of the gross receipts from the sale of or charges
4354 for advertising services, including digital advertising services.

4355 “(10) The rate of tax shall be 3% of the gross receipts from the sale of or charges
4356 for personal information.”.

4357 (b) Chapter 22 is amended as follows:

4358 (1) Section 47-2201(a)(1) is amended as follows:

4359 (A) Subparagraph (Q) is amended by striking the phrase “; or” and
4360 inserting a semicolon in its place.

4361 (B) Subparagraph (R) is amended by striking the period and inserting a
4362 semicolon in its place.

4363 (C) New subparagraphs (S) and (T) are added to read as follows:

4364 “(S) The sale of or charges for advertising services as defined in § 47-
4365 2001(a-2), including digital advertising services, as defined in § 47-2001(d-1); or

4366 “(T) The sale of or charges for personal information, as defined in § 47-
4367 2001(i-1).”.

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4368 (2) Section 47-2202(a) is amended by adding new paragraphs (6) and (7) to read
4369 as follows:

4370 “(6) The rate of tax shall be 3% of the gross receipts from the sale of or charges
4371 for advertising services, including digital advertising services.

4372 “(7) The rate of tax shall be 3% of the gross receipts from the sale of or charges
4373 for personal information.”.

4374 (c) Section 47-2501.01(a) is amended by striking the phrase “as defined in § 47-2001(d-
4375 1)” and inserting the phrase “as defined in § 47-2001(d-2)” in its place.

4376 **SUBTITLE M. DOWNLOADING LOST REVENUES**

4377 Sec. 7151. Short Title.

4378 This subtitle may be cited as the “Downloading Lost Revenues Emergency Amendment
4379 Act of 2020”.

4380 Sec. 7152. Title 47 of the District of Columbia Official Code is amended as follows:

4381 (a) Section 47-1508(a)(10) is repealed.

4382 (b) Chapter 18 is amended as follows:

4383 (1) Section 47-1803.03(a)(18) is repealed.

4384 (2) Section 47-1817.01(5)(A)(ii) is amended by striking the number “2” and
4385 inserting the number “10” in its place.

4386 (3) Section 47-1817.02 is repealed.

4387 (4) Section 47-1817.04 is amended as follows:

4388 (A) Subsection (d) is amended by striking the figure “\$20,000” and
4389 inserting the figure “\$10,000” in its place.

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4390 (B) Subsection (e) is repealed.

4391 (5) Section 47-1817.05(c) is repealed.

4392 (6) Section 47-1817.06 is repealed.

4393 (7) Section 47-1817.07 is repealed.

4394 (8) Section 47-1817.07a is amended by striking the phrase “For tax years
4395 beginning after December 31, 2018, notwithstanding” and inserting the phrase “For the tax year
4396 beginning after December 31, 2018 and ending before January 1, 2020, and for tax years
4397 beginning after December 31, 2024, notwithstanding” in its place.

4398 (9) Section 47-1818.06(3) is repealed.

4399 Sec. 7153. Applicability.

4400 This subtitle shall apply as of the effective date of this act, except for Section 7152(a)
4401 which shall apply as of July 1, 2021.

4402 **SUBTITLE N. ADAMS MORGAN BID**

4403 Sec. 7161. Short title.

4404 This subtitle may be cited as the “Adams Morgan Business Improvement District
4405 Emergency Amendment Act of 2020”.

4406 Sec. 7162. Section 206(c) of the Business Improvement District Act of 1996, effective
4407 March 8, 2006 (D.C. Law 16-56; D.C. Official Code § 2-1215.56(c)), is amended to read as
4408 follows:

4409 “(c) The BID taxes for the taxable properties in the Adams Morgan BID shall not exceed
4410 \$.21 for each \$100 in assessed value for all taxable properties and all commercial portions of

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4411 mixed use properties; provided, that any change in the BID taxes from the current tax year rates
4412 shall be made subject to the requirements of section 9.”.

4413 **SUBTITLE O. SKYLAND TAX EXEMPTION**

4414 Sec. 7171. This subtitle may be cited as the “Skyland Tax Exemption Emergency
4415 Amendment Act of 2020”.

4416 Sec. 7172. Section 302 of the District of Columbia Deed Recordation Tax Act, approved
4417 March 2, 1962 (76 Stat. 11; D.C. Official Code § 42-1102), is amended as follows:

4418 (a) Paragraph (34) is amended by striking the phrase “; and” and inserting a semicolon in
4419 its place.

4420 (b) Paragraph (35) is amended by striking the period at the end and inserting the phrase “;
4421 and” in its place.

4422 (c) A new paragraph (36) is added to read as follows:

4423 “(36)(A) Deeds conveying, vesting, granting, or assigning title to, an interest in, a
4424 security interest in, or an economic interest in the real property (and any improvements thereon)
4425 described as Square 5633, Lots 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814,
4426 815, 816, 817, 818, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 7000, 7009, and 7010 that
4427 are recorded between the applicability of this paragraph and December 31, 2020.

4428 “(B) The amount of all taxes, fees, and deposits exempted under this
4429 paragraph and § 47-902(28), shall not exceed, in the aggregate, \$420,840.”.

4430 Sec. 7173. Section 47-902 of the District of Columbia Official Code is amended by
4431 adding a new paragraph 28 to read as follows:

4432 “(28)(A) Transfers with respect to the real property (and any improvements

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4433 thereon) described as Square 5633, Lots 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812,
4434 813, 814, 815, 816, 817, 818, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 7000, 7009, and
4435 7010, as evidenced by the recordation of a deed conveying title to the real property between the
4436 applicability of this paragraph and December 31, 2020.

4437 “(B) The amount of all taxes, fees, and deposits exempted under this
4438 paragraph and D.C. Official Code § 42-1102(36), shall not exceed, in the aggregate, \$420,840.”.

4439 **SUBTITLE P. COMBINED REPORTING TAX DEDUCTION DELAY**

4440 Sec. 7181. Short title.

4441 This subtitle may be cited as the “Combined Reporting Tax Deduction Delay Emergency
4442 Amendment Act of 2020”.

4443 Sec. 7182. Section 47-1810.08(b) of the District of Columbia Official Code is amended
4444 as follows:

4445 (a) Paragraph (1) is amended by striking the phrase “beginning with the 10th year of the
4446 combined filing” and inserting the phrase “beginning with the 15th year of the combined filing”
4447 in its place.

4448 (b) Paragraph (2) is amended by striking the number “2015” and inserting the number
4449 “2020” in its place.

4450 **SUBTITLE Q. ESTATE TAX ADJUSTMENT**

4451 Sec. 7191. Short title.

4452 This subtitle may be cited as the “Estate Tax Adjustment Emergency Amendment Act of
4453 2020”.

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4454 Sec. 7192. Section 47-3701(14)(C) of the District of Columbia Official Code is amended

4455 as follows:

4456 (a) Strike the phrase “2017, \$5.6 million” and insert the phrase “2019, \$4 million” in its
4457 place.

4458 (b) Strike the phrase “2019,” and insert the phrase “2021,” in its place.

4459 **TITLE VIII. SPECIAL PURPOSE AND DEDICATED REVENUE FUNDS**

4460 Sec. 8001. Short title.

4461 This subtitle may be cited as the “Designated Fund Transfer Emergency Act of 2020”.

4462 Sec. 8002. (a) Notwithstanding any provision of law limiting the use of funds in the
4463 accounts listed in the following chart, the Chief Financial Officer shall transfer in Fiscal Year
4464 2020 the following amounts from certified fund balances and other revenue in the identified
4465 accounts to the unassigned fund balance of the General Fund of the District of Columbia:

Agency Code	Agency	Fund Detail	Fund Name	FY20	FY21
AG0	BEGA	601	Accountability Fund	60,000	
AT0	OCFO	606	Recorder of Deeds Surcharge	700,000	
BD0	OP	2001	Historic Landmark and Historic District Filing Fees	127,039	
BX0	DCCAHA	110	Commission on Arts and Humanities	1,245,000	
BX0	DCCAHA	600	Arts and Humanities Enterprise Fund	222,753	
CB0	OAG	616	Litigation Support Fund	1,024,373	
CF0	DOES	619	DC Jobs Trust Fund	230,000	
CI0	OCF	600	Special Purpose Revenue	700,000	
CQ0	OTA	6000	Rental Unit Fee Fund	462,101	

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CR0	DCRA	6009	R-E Appraisal Fee	75,000	
CR0	DCRA	6013	Basic Business License Fund		6,000
CR0	DCRA	6040	Corporate Recordation Fund	5,895,623	12,500
CR0	DCRA	6050	Expedited Permit Review	1,150,000	
DB0	DHCD	610	DHCD Unified Fund	1,300,000	
EB0	DMPED	419	H St Retail Priority Area	324,764	
EN0	DSLBD	6160	Streetscape Loan Relief Fund	44,080	
FB0	FEMS	601	FEMS Reform Fund	189,064	
FL0	DOC	605	Corrections Reimbursement Juveniles	268,000	
GD0	OSSE	620	Child Development Facilities Fund	86,737	
GD0	OSSE	6007	Site Evaluation	40,000	
GL0	DCSAC	619	State Athletic Acts Programming and Office Fund	49,801	
HA0	DPR	602	Enterprise Fund Account		150,000
HC0	DOH	605	SHPDA Fees	47,351	4,000
HC0	DOH	632	Pharmacy Protection	286,116	5,393
HC0	DOH	633	Radiation Protection		3,500
HC0	DOH	643	Board of Medicine	659,477	145,493
HC0	DOH	656	EMS Fees		5,250
HT0	DHCF	111	Healthy DC Fund	449,244	
HT0	DHCF	631	Medicaid Collections Third Party Liability	384,592	
HT0	DHCF	632	Bill of Rights (Grievances and Appeals)	1,596,337	
KG0	DOEE	645	Pesticide Product Registration	361,081	
KG0	DOEE	646	Stormwater Fees		2,000

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KG0	DOEE	647	Mold Assessment and Remediation	69,386	
KG0	DOEE	654	Stormwater Permit Review		64,500
KG0	DOEE	662	Renewable Energy Development Fund		30,000
KG0	DOEE	6400	DC Municipal Aggregation Program	57,510	
KG0	DOEE	6500	Benchmarking Enforcement Fund	102,134	
KG0	DOEE	6700	Sustainable Energy Trust Fund		40,000
KT0	DPW	6010	Super Can Program	37,751	
KT0	DPW	6052	Solid Waste Diversion Fund	113,762	
KT0	DPW	6082	Solid Waste Disposal Fee Fund	37,889	
KT0	DPW	6591	Clean City Fund	205,723	
KV0	DMV	6258	Motor Vehicle Inspection Station	1,200,000	
LQ0	ABRA	110	Dedicated Taxes	783,683	
LQ0	ABRA	6017	ABC - Import and Class License Fees	249,202	245,368
PO0	OCP	4010	DC Surplus Personal Property Sales Operation		10,000
RJ0	MLCIA	640	Subrogation Fund	8,369,115	
RM0	DMH	640	DMH Medicare and Third Party Reimbursement	188,400	
SR0	DISB	2100	HMO Assessment		17,763
SR0	DISB	2200	Insurance Assessment		120,790
SR0	DISB	2350	Securities and Banking Fund	1,100,000	370,403
SR0	DISB	2800	Captive Insurance		82,741
SR0	DISB	2910	Foreclosure Mediation Fund	29,650	
TC0	DFHV	2400	Public Vehicles for Hire		21,000
TO0	OCTO	602	DC Net Services Support	3,295,975	

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UC0	OUC	1630	911 and 311 Assessments	1,455,501	
UP0	WI		Workforce Investments Fund	57,202,000	
			Total	92,476,214	1,336,702

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4467 (b) Notwithstanding any provision of law limiting the use of funds in the accounts listed
4468 in D.C. Official Code § 47-392.02(j-5)(1) and (2), the amounts deposited and committed to those
4469 accounts pursuant to D.C. Official Code § 47-392.02(j-5) in Fiscal Year 2020, based on the
4470 Comprehensive Annual Financial Report for Fiscal Year 2019, shall, after such deposits and
4471 commitments have been made, be transferred by the Chief Financial Officer before the end of
4472 Fiscal Year 2020 to the unassigned balance of the General Fund of the District of Columbia.

4473 (c) The amounts identified in subsections (a) and (b) of this section shall be made
4474 available as set forth in the approved Fiscal Year 2021 Budget and Financial Plan.

4475 Sec. 8003. Applicability.

4476 This subtitle shall apply as of August 1, 2020.

4477 **TITLE IX. CAPITAL BUDGET ADJUSTMENTS**

4478 Sec. 9001. Short title.

4479 This subtitle may be cited as the “Fiscal Year 2021 Capital Project Reallocation Approval
4480 Emergency Act of 2020”.

4481 Sec. 9002. In Fiscal Year 2020, the Chief Financial Officer shall rescind or adjust capital
4482 project allotments as set forth in the following tabular array, with the savings to be used in
4483 accordance with the Fiscal Year 2021 Local Budget Act of 2020, as approved by the Committee
4484 of the Whole on July 7, 2020 (Committee print of Bill 23-761):

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Owner Agency	Project No	Project Title	Fund Detail	Total
AB0	WIL04C	JOHN A. WILSON BUILDING FUND	301	(1,000,000)
AM0	BC101C	FACILITY CONDITION ASSESSMENT	300	(567,438)
	PL104C	ADA COMPLIANCE POOL	300	(200,000)
	PL402C	ENHANCEMENT COMMUNICATIONS INFRASTRUCTUR	300	(48,903)
			304	(101,097)
	PL601C	HVAC REPAIR RENOVATION POOL	300	210,000
	PL901C	ENERGY RETROFITTING OF DISTRICT BUILDING	300	(891,664)
	SPC01C	DC UNITED SOCCER STADIUM	300	(1,118,607)
AT0	IFSMPC	MP-NEW FINANCIAL SYSTEM	304	43,117,668
BA0	AB102C	ARCHIVES	300	(11,869,946)
BN0	BRM26C	HSEMA EMERGENCY OPERATIONS CENTER RENOVA	300	(250,000)
CF0	PFL08C	PAID FAMILY LEAVE IT APPLICATION	304	(16,500,000)
EB0	AWR01C	SAINT ELIZABETHS E CAMPUS INFRASTRUCTURE	300	45,271,655
FA0	BRM09C	EVIDENCE IMPOUND LOT RENOVATION	300	(1,250,000)
FB0	LC837C	RELOCATION OF ENGINE COMPANY 26	300	(3,850,000)
FL0	MA220C	EMERGENCY POWER SYSTEM UPGRADES	300	(750,000)
GA0	GM121C	MAJOR REPAIRS/MAINTENANCE	300	365,000
	OA737C	STODDERT ELEMENTARY SCHOOL MODERNIZATION	300	500,000
	SG403C	KEY ES	300	(500,000)
	TB137C	BRENT ES MODERNIZATION	300	(8,976,668)
HA0	NPKPPC	NATIONAL PARK PURCHASE	300	(5,000,000)
	QL201C	OFF-LEASH DOG PARKS	300	(1,550,000)
	QM701C	CHEVY CHASE COMMUNITY CENTER	300	(6,500,000)

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JA0	HSW04C	WARD 4 TEMPORARY HOUSING FOR FAMILIES	300	(129,000)
	PSH01C	PSH UNITS FOR SENIOR WOMEN	300	5,673,332
			304	(5,673,332)
KA0	AW031C	S CAPITOL ST/FREDERICK DOUGLASS BRIDGE	310	23,900,000
	LMB31C	NEW YORK AVENUE MEDIAN STREETSCAPES	300	(1,000,000)
	LMSAFC	SAFETY & MOBILITY	300	1,039,000
	SA394C	STREETCAR - BENNING EXTENSION	300	(25,000,000)
KT0	CP201C	COMPOSTING FACILITY	300	(1,075,000)
	FLW02C	DPW - FLEET VEHICLES > \$100K	304	(3,375,000)
Grand Total				22,900,000

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4486 Sec. 9003. Applicability.

4487 This subtitle shall apply as of September 30, 2020.

4488 **TITLE X. APPLICABILITY; FISCAL IMPACT; EFFECTIVE DATE**

4489 Sec. 10001. Applicability.

4490 Except as otherwise provided, this act shall apply as of October 1, 2020.

4491 Sec. 10002. Fiscal impact statement.

4492 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
4493 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
4494 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

4495 Sec. 10003. Effective date.

4496 This act shall take effect following approval by the Mayor (or in the event of veto by the
4497 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
4498 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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4499 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;

4500 D.C. Official Code § 1-204.12(a)).

4501